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## NORTH CAROLINA REGISTER RECEIVED

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KATHKINE R. EVERETT

**VOLUME 14 • ISSUE 20 • Pages 1808 - 1861** 

**April 17, 2000** 

#### IN THIS ISSUE

Environment and Natural Resources
Health and Human Services
Labor
State Personnel
Transportation
Rules Review Commission
Contested Case Decisions

#### **PUBLISHED BY**

The Office of Administrative Hearings Rules Division 6714 Mail Service Center Raleigh, NC 27699-6714 Telephone (919) 733-2678 Fax (919) 733-3462 For those persons that have questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address, but are not inclusive.

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#### NORTH CAROLINA REGISTER

#### IN THIS ISSUE



Volume 14, Issue 20 Pages 1808 - 1861

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This issue contains documents officially filed through March 27, 2000.

Office of Administrative Hearings Rules Division 424 North Blount Street (27601) 6714 Mail Service Center Raleigh, NC 27699-6714 (919) 733-2678 FAX (919) 733-3462

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I. RULE-MAKING PROCEEDINGS	
<b>Environment and Natural Resources</b>	
Environmental Management	1808
Health Services, Commission of	1808 - 1809
Health and Human Services	
Facility Services	1808

II.	PROPOSED RULES
	Environment and Natural Resources
	Marine Fisheries
	Wildlife Resources
	Health and Human Services
	Health Services, Commission for 1815 - 1824
	State Personnel
	State Personnel Commission
	Transportation
	Motor Vehicles, Division of 1824

#### 

**VI. CUMULATIVE INDEX** . . . . . . . . . . . . 1 - 108

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The North Carolina Administrative Code (NCAC) has four major subdivisions of rules. Two of these, titles and chapters, are mandatory. The major subdivision of the NCAC is the title. Each major department in the North Carolina executive branch of government has been assigned a title number. Titles are further broken down into chapters which shall be numerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.

#### TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE

FITLE	DEPARTMENT	LICENSING BOARDS	CHAPTER
1	Administration	Acupuncture	1
2	Agriculture	Architecture	2
3	Auditor	Athletic Trainer Examiners	3
4	Commerce	Auctioneers	4
5	Correction	Barber Examiners	6
6	Council of State	Certified Public Accountant Examiners	8
7	Cultural Resources	Chiropractic Examiners	10
8	Elections	Employee Assistance Professionals	111
9	Governor	General Contractors	12
10	Health and Human Services	Cosmetic Art Examiners	14
11	Insurance	Dental Examiners	16
12	Justice	Dietetics/Nutrition	17
13	Labor	Electrical Contractors	18
13 14A	Crime Control & Public Safety	Electrolysis	19
15A	Environment and Natural Resources	Foresters	20
16	Public Education	Geologists	21
17	Revenue	Hearing Aid Dealers and Fitters	22
18	Secretary of State	Landscape Architects	26
19A	Transportation	Landscape Contractors	28
20	Treasurer	Massage & Bodywork Therapy	30
*21	Occupational Licensing Boards	Marital and Family Therapy	31 32
22	Administrative Procedures (Repealed)	Medical Examiners	
23	Community Colleges	Midwifery Joint Committee	33
24	Independent Agencies	Mortuary Science	34
25	State Personnel	Nursing	36
26	Administrative Hearings	Nursing Home Administrators	37
27	NC State Bar	Occupational Therapists	38
		Opticians	40
		Optometry	42
	i	Osteopathic Examination & Reg. (Repealed)	44
		Pastoral Counselors, Fee-Based Practicing	45
		Pharmacy	46
		Physical Therapy Examiners	48
		Plumbing, Heating & Fire Sprinkler Contractors	50
		Podiatry Examiners	52
		Professional Counselors	53
		Psychology Board	54
		Professional Engineers & Land Surveyors	56
		Real Estate Appraisal Board	57
		Real Estate Commission	58
		Refrigeration Examiners	60
		Sanitarian Examiners	62
		Social Work Certification	63
		Soil Scientists	69
		Speech & Language Pathologists & Audiologists	64
		Substance Abuse Professionals	68
		Therapeutic Recreation Certification	65
		Veterinary Medical Board	66

Note: Title 21 contains the chapters of the various occupational licensing boards.

NORTH CAROLINA REGISTER
Publication Schedule For January 2000 - December 2000

			Fub	Publication Schedule For January 2000 - December 2000	lle ror Jani	uary 2000 - De	cemper 7000				
FILI	FILING DEADLINES	Si	NOTICE OF RULE-MAKING PROCEEDINGS			Z.	NOTICE OF TEXT				TEMPORARY RULE
					8-u0u	non-substantial economic impact	nic impact	ns	substantial economic Impact	Impact	
volume and issue number	issue date	last day for filing	earliest register Issue for publication of text	earliest date for public hearing	end of required comment period	deadline to submit to RRC for review at next meeting	first legislative day of the next regular session	end of required comment period	deadline to submit to RRC for review at next meeting	first legislative day of the next regular session	270 <sup>th</sup> day from Issue date
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14:14	01/14/00	12/21/99	03/12/00	01/31/00	02/14/00	00/17/00	00/60/50	03/14/00	03/20/00	00/60/50	10/10/00
14:15	02/01/00	01/10/00	04/03/00	05/16/00	03/05/00	03/20/00	02/06/00	04/03/00	04/20/00	01/26/01	10/28/00
14:16	02/15/00	01/25/00	04/17/00	03/01/00	03/16/00	03/20/00	00/60/50	04/17/00	04/20/00	01/26/01	11/11/00
14:17	03/01/00	02/09/00	09/10/50	03/16/00	03/31/00	04/20/00	01/26/01	02/01/00	08/22/00	01/26/01	11/26/00
14:18	03/12/00	02/23/00	09/12/00	03/30/00	04/14/00	04/20/00	01/26/01	09/11/50	02/22/00	01/26/01	12/10/00
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14:20	04/11/00	03/27/00	01/03/00	08/05/00	05/17/00	05/22/00	01/26/01	06/16/00	06/20/00	01/26/01	01/12/01
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14:23	06/01/00	05/10/00	08/01/00	06/16/00	04/03/00	04/20/00	01/26/01	07/31/00	08/21/00	01/26/01	02/26/01
14:24	06/15/00	05/24/00	08/12/00	00/36/90	00/11/00	04/20/00	01/26/01	08/14/00	08/21/00	01/26/01	03/12/01
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15:06	09/12/00	08/24/00	11/15/00	10/02/00	10/16/00	10/20/00	01/26/01	11/14/00	11/20/00	01/26/01	06/12/01
15:07	10/02/00	00/11/60	12/01/00	10/17/00	11/01/00	11/20/00	01/26/01	12/01/00	12/20/00	05/2002	06/29/01
15:08	10/16/00	09/22/00	12/15/00	10/31/00	11/15/00	11/20/00	01/26/01	12/15/00	12/20/00	05/2002	07/13/01
15:09	11/01/00	10/11/00	01/02/01	11/16/00	12/01/00	12/20/00	05/2002	01/02/01	01/22/01	05/2002	07/29/01
15:10	11/15/00	10/24/00	01/16/01	11/30/00	12/15/00	12/20/00	05/2002	01/16/01	01/22/01	05/2002	08/12/01
15:11	12/01/00	11/07/00	05/01/01	12/18/00	01/02/01	01/22/01	05/2002	01/30/01	02/20/01	05/2002	08/28/01
15:12	12/15/00	11/22/00	02/15/01	01/02/01	01/16/01	10/22/10	05/2002	02/13/01	02/20/01	05/2002	09/11/01

# EXPLANATION OF THE PUBLICATION SCHEDULE

This Publication Schedule is prepared by the Office of Administrative Hearings as a public service and the computation of time periods are not to be deemed binding or controlling. Time is computed according to 26 NCAC 2C .0302 and the Rules of Civil Procedure, Rule 6.

### GENERAL

#### The North Carolina Register shall be published twice a month and contains the following information submitted publication by a state agency:

- temporary rules; 33
- notices of rule-making proceed-
- ext of proposed rules;
- text of permanent rules approved by the Rules Review Commission; notices of receipt of a petition for  $\odot \mathfrak{F}$ છ
- Executive Orders of the Governor; required by G.S. 120-165; 96

municipal incorporation,

- Attorney General concerning a jurisdiction subject of Section 5 changes in laws affecting voting in of the Voting Rights Act of 1965, inal decision letters from the U.S. as required by G.S. 120-30.9H;
- orders of the Tax Review Board ssued under G.S. 105-241.2; and  $\otimes$
- other information the Codifier of Rules determines to be helpful to 6

Carolina Register is not included. The last COMPUTING TIME: In computing time in the schedule, the day of publication of the North day of the period so computed is included, unless it is a Saturday, Sunday, or State holiday, in which event the period runs until the preceding day which is not a Saturday, Sunday, or State holiday

## FILING DEADLINES

#### the first and fifteen of each month if the first month is a Saturday, Sunday, or a holiday Register issue for that day will be published on the day of that month closest to (either before or after) the first or fifteenth ISSUE DATE: The Register is published on for State employees, the North Carolina respectively that is not a Saturday, Sunday, or fifteenth of the month is not a Saturday, Sunday, or State holiday for employees mandated by the State Personnel Commission. If the first or fifteenth of any or holiday for State employees.

CAST DAY FOR FILING: The last day for filing for any issue is 15 days before the issue date excluding Saturdays, Sundays, and holidays for State employees

## NOTICE OF RULE-MAKING PROCEEDINGS

#### making proceeding until the text of the proposed rules is published, and the text of RULE-MAKING PROCEEDINGS: This date is the proposed rule shall not be published until at least 60 days after the notice of rule-END OF COMMENT PERIOD TO A NOTICE OF 60 days from the issue date. An agency shall accept comments on the notice of rulemaking proceedings was published.

EARLIEST REGISTER ISSUE FOR PUBLICATION OF TEXT: The date of the next issue following the end of the comment period.

## NOTICE OF TEXT

EARLIEST DATE FOR PUBLIC HEARING: The hearing date shall be at least 15 days after the date a notice of the hearing is published.

#### 1)RULE WITH NON-SUBSTANTIAL ECONOMIC MPACT: An agency shall accept comments on the text of a proposed rule for at least 30 days after the text is published or until the date of any public hearings held on the END OF REQUIRED COMMENT PERIOD proposed rule, whichever is longer.

on the text of a proposed rule published in economic impact requiring a fiscal note under G.S. 150B-21.4(b1) for at least 60 days after publication or until the date of any 2)RULE WITH SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments the Register and that has a substantial public hearing held on the rule, whichever is DEADLINE TO SUBMIT TO THE RULES REVIEW COMMISSION: The Commission shall review a rule submitted to it on or before the twentieth of a month by the last day of the next month.

ASSEMBLY: This date is the first legislative day of the next regular session of the General Assembly following approval of the rule by the Rules Review Commission. See FIRST LEGISLATIVE DAY OF THE NEXT REGULAR SESSION OF THE GENERAL G.S. 150B-21.3, Effective date of rules. A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.

#### TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

#### **CHAPTER 3 - FACILITY SERVICES**

Notice of Rule-making Proceedings is hereby given by the DHHS/Division of Facility Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 10 NCAC 3R .6300 - Other rules may be proposed in the course of the rule-making process.

**Authority for the rule-making:** G.S. 131E-176(25); 131E-177(1), 131E-183(b)

Statement of the Subject Matter: The Agency plans to adopt new temporary rules which will include policies and need determinations from the 2001 State Medical Facilities Plan. SMFP rules for previous years may also be repealed under temporary rule-making.

Reason for Proposed Action: The need determinations and policies contained therein are incorporated into administrative rules. Because permanent rules cannot be adopted in time to become effective by January 1, 2001, it will be necessary to adopt new temporary rules.

Comment Procedures: Written comments concerning the rule-making action must be submitted to Jackie R. Shepard, Rule-making Coordinator, Division of Facility Services, 2701 Mail Service Center, Raleigh, NC 27699-2701.

#### TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

#### CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

Notice of Rule-making Proceedings is hereby given by the Environmental Management Commission in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 2N .0304 - Other rules may be proposed in the

course of the rule-making process.

**Authority for the rule-making:** G.S. 143-215(a)(15); 143B-282(2)(h); 150B-14(c)

**Statement of the Subject Matter:** Amendment of UST requirements in close proximity to water supply wells and surface waters.

Reason for Proposed Action: The UST Section is requesting that a temporary rule be enacted to immediately mitigate a serious and unforeseen threat to public health, safety and welfare. Widespread non-compliance by UST owners and operators with existing secondary containment requirements is an unforeseen threat to public health, safety and welfare. The regulated community as well as the regulators did not clearly understand until recently that water supply wells at most convenience store and service station locations are considered public water supplies. The existing rules clearly intended for more stringent requirements to apply to those situations where public water supplies were present because of the greater potential health risk. Widespread non-compliance with existing secondary containment requirements is also a serious threat to public health, safety and welfare. We now know that drinking water supplies at about 4800 locations across North Carolina are at risk of being contaminated if leaks from UST systems occur at those location. Secondary containment will provide early notice that a leak has occurred and will contain that leak BEFORE it reaches the environment and water supplies. To achieve the necessary level of compliance, enhanced leak detection must be implemented immediately for early detection of releases, and secondary containment deadlines mut be extended to give the regulated community enough time to comply with this requirement.

Comment Procedures: Comments should be submitted to Ruth Strauss, DENR, Division of Waste Management, UST Section, 1637 Mail Service Center, Raleigh, NC 27699-1637, Telephone (919) 733-1330.

#### **CHAPTER 18 - ENVIRONMENTAL HEALTH**

\* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \*

Notice of Rule-making Proceedings is hereby given by the Commission for Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

#### **RULE-MAKING PROCEEDINGS**

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 18A .3300 - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 130A-235

**Statement of the Subject Matter:** Rules Governing Sanitation of Adult Day Service Facilities

Reason for Proposed Action: The new rules 15A NCAC 18A .3300 will be proposed to develop standards for sanitation inspections of adult day service facilities by local health departments. The new rules will keep adult day service facilities

from having to meet the more stringent requirements developed for health care institutions. They will provide for reporting to the Department of Health and Human Services, Division of Aging and Division of Mental Health on the sanitary conditions at adult day care facilities, adult day health facilities, and psychosocial rehabilitation program facilities which provide community-based day services including meals to adults.

Comment Procedures: Send comments to Jim Hayes, Environmental Health Services Section, 1632 Mail Service Center, Raleigh, NC 27699-1632 or e-mail to jim.hayes@ncmail.net. This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposed rule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars (\$5,000,000). Statutory reference: G.S. 150B-21.2.

#### TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Notice is hereby given in accordance with G.S. 150B-21.2 that the NC Marine Fisheries Commission intends to amend the rules cited as 15A NCAC 3J .0103; 3L .0205; 3M .0301, .0506, .0515. Notice of Rule-making Proceedings was published in the Register on November 1, 1999 for 15A NCAC 3J .0103; 3L .0205. Notice of Rule-making Proceedings was published in the Register on December 15, 1999 for 15A NCAC 3M .0301, .0506, .0515.

Proposed Effective Date: April 1, 2001

Public Hearings will be conducted at 7:00 p.m. on May 3, 2000 at the Comfort Inn South Oceanfront, 8031 Old Oregon Road, Nags Head, NC; May 15, 2000 at the Department of Environment and Natural Resources, 127 Cardinal Drive Ext., Wilmington, NC; May 16, 2000 at the Duke University Marine Lab Auditorium, Pivers Island, Beaufort, NC; May 25, 2000 at the Gateway Convention Center, Rocky Mount, NC.

#### Reason for Proposed Action:

15A NCAC 3J.0103; 3L.0205 - The Fisheries Reform Act of 1997 and its amendments (House Bill 1448) required a complete review of the procedures for management of fisheries in North Carolina. Included were requirements for Fishery Management Plans. The amendments are necessary management measures to ensure the viability of red drum while the fishery management plan is being developed and was identified as a necessary management measure for the viability of blue crabs in the completed Blue Crab Fishery Management Plan. Section 5.3 of House Bill 1448 states "This act constitutes a recent act of the General Assembly within the meaning of G.S. 150B-21.1".

15A NCAC 3M.0301, 0506, 0515 - Recent action by the National Marine Fisheries Service (effective 9/20/99) increased the size limit for him years have been action by the district of the size limit for him years have been action to the size limit for him years have been action to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have been active to the size limit for him years have active to the size limit for him years have to the size limit for him years have been active to the size limit for him years have the size lin the size limit for him years have the size limit for him years

National Marine Fisheries Service (effective 9/20/99) increased the size limit for king mackerel to 24 inches. In addition, recent action by the National Marine Fisheries Service (effective 9/8/99) prohibits the harvest and possession of red porgy in the EEZ in order to protect the red porgy resource which is G.S. 143B-289.52(e) authorizes the Marine Fisheries Commission to adopt rules to implement or comply with a fisheries management plan adopted pursuant to Magnuson-Stevens Fishery Conservation and Management Act. In the temporary adoption of 15A NCAC 3M .0515 effective July 1, 1999, the taking of dolphin commercially was authorized through a federal permit. This commercial take should be authorized by the holding of the new licenses which were first rade available through a rewrite of the licensing system effective July 1, 1999. The amendment to this Rule authorizes the take of dolphin commercially by the new license system.

Comment Procedures: Written comments are encouraged and may be submitted to the MFC, Juanita Gaskill, PO Box 769, Morehead City, NC 28557. Oral comments may be presented at the four scheduled public hearings. Oral presentation lengths may be limited, depending on the number of people that wish to speak at the public hearings. The public comment period will end on June 15, 2000.

State Eiscal Impact
Local Sub. None

#### **CHAPTER 3 - MARINE FISHERIES**

#### SUBCHAPTER 3J - NETS, POTS, DREDGES, AND OTHER FISHING DEVICES

**SECTION .0100 - NET RULES, GENERAL** 

#### .0103 GILL NETS, SEINES, IDENTIFICATION, RESTRICTIONS

- (a) It is unlawful to use a gill net with a mesh length less than 2 1/2 inches.
- (b) The Fisheries Director may, by proclamation, limit or prohibit the use of gill nets or seines in coastal waters, or any portion thereof, or impose any or all of the following restrictions on the use of gill nets or seines:
  - (1) Specify area.
  - (2) Specify season.
  - (3) Specify gill net mesh length.
  - (4) Specify means/methods.
  - (5) Specify net number and length.
- (c) It is unlawful to use fixed or stationary gill nets in the Atlantic Ocean, drift gill nets in the Atlantic Ocean for recreational purposes, or any gill nets in internal waters unless nets are marked by attaching to them at each end two separate yellow buoys which shall be of solid foam or other solid buoyant material no less than five inches in diameter and no less than five inches in length. Gill nets which are not connected together at the top line shall be considered as individual nets, requiring two buoys at the end of each individual net. Gill nets connected together at the top line shall be considered as a continuous net requiring two buoys at each end of the continuous net. Any other marking buoys on gill nets used for recreational purposes shall be yellow except one additional buoy, any shade of hot pink in color, constructed as specified in Paragraph (c) of this Rule, shall be added at each end of each individual net. Any other marking buoys on gill nets used in commercial fishing operations shall be yellow except that one additional identification buoy of any color or any combination of colors, except any shade of hot pink, may be used at either or both ends.

The owner shall always be identified on a buoy on each end either by using engraved buoys or by attaching engraved metal or plastic tags to the buoys. Such identification shall include owner's last name and initials and if a vessel is used, one of the following:

- (1) Owner's N.C. motor boat registration number, or
- (2) Owner's U.S. vessel documentation name.
- (d) It is unlawful to use gill nets:
- (1) Within 200 yards of any pound net with lead and pound or heart in use;
- (2) From March 1 through October 31 in the Intracoastal Waterway within 150 yards of any railroad or highway bridge.
- (e) It is unlawful to use gill nets within 100 feet either side of the center line of the Intracoastal Waterway Channel south of Quick Flasher No. 54 in Alligator River at the southern entrance to the Intracoastal Waterway to the South Carolina line, unless such net is used in accordance with the following conditions:
  - No more than two gill nets per boat may be used at any one time;
  - (2) Any net used must be attended by the fisherman from a boat who shall at no time be more than 100 yards from either net; and
  - (3) Any individual setting such nets shall remove them, when necessary, in sufficient time to permit unrestricted boat navigation.
- (f) It is unlawful to use drift gill nets in violation of 15A NCAC 3J .0101(2) and Paragraph (e) of this Rule.
- (g) It is unlawful to use <u>unattended gill nets with a mesh length less than five inches in a commercial fishing operation in the following areas:</u> -gill nets from May 1 through October 31 with a mesh length of less than five inches in internal coastal waters (including joint waters) unless attended. In order to be considered attended, the fishermen must be within 100 yards of any net employed by that fisherman.
  - (1) Pamlico River, west of a line beginning at a point on Mauls Point at 35° 26' 56" N 76° 55' 33" W; running 066° (M) to a point on Ragged Point at 35° 27' 33" N 76° 54' 23" W;
  - (2) Within 200 yards of any shoreline in Pamlico River and its tributaries east of the line from Mauls Point at 35° 26' 56" N 76° 55' 33" W; running 066° (M) to Ragged Point at 35° 27' 33" N 76° 54' 23" W and west of a line beginning at a point on Pamlico Point at 35° 22' 18" N 76° 29' 00" W; running 018° (M) through Marker #1 to a point on Roos Point at 35° 18' 48" N 76° 28' 16" W;
  - (3) Pungo River, east of a line beginning at a point on Durants Point at 35° 30' 30" N = 76° 35' 12" W; running 319° (M) to the northern side of the breakwater at 35° 31' 48" N = 76° 36' 53" W;
  - (4) Within 200 yards of any shoreline in Pungo River and its tributaries west of the line from Durants Point at 35° 30' 30" N 76° 35' 12" W; running 319° (M) to the northern side of the breakwater at 35° 31' 48" N 76° 36' 53" W, and west of a line beginning at a point on Pamlico Point at 35° 22' 18" N 76° 29' 00" W; running 018° (M) through Marker #1 to a point on

- Roos Point at 35° 18' 48" N 76° 28' 16" W;
- (5) Neuse River and its tributaries northwest of the Highway 17 highrise bridge;
- (6) Trent River and its tributaries;
- (7) Within 200 yards of any shoreline in Neuse River and its tributaries east of a line from the Highway 17 highrise bridge and west of a line beginning at a point on Wilkinson Point at 34° 57' 53" N 76° 48' 15" W; running 203° (M) to a point on Cherry Point at 34° 56' 27" N 76° 48' 42" W.
- (h) It is unlawful to use unattended gill nets with a mesh length less than five inches in a commercial fishing operation from May 1 through October 31 in the following internal coastal and joint waters of the state south of a line beginning at a point on Roanoke Marshes Point at 35° 48' 12" N 75° 43' 06" W; running 122° (M) to a point on Eagle Nest Bay at 35° 44' 12" N 75° 31' 09" W to the South Carolina State Line:
  - (1) All primary nursery areas described in 15A NCAC 3R .0103, all permanent secondary nursery areas described in 15A NCAC 3R .0104, and no trawl areas described in 15A NCAC 3R .0106 (3),(4),(6), and (7);
  - In the area along the Outer Banks, beginning at a (2) point on Core Banks at 34° 58' 49" N - 76° 09' 59" W; running 292° (M) to a point on Wainwright Island at 34° 59' 28" N - 76° 12' 28" W; running 026° (M) to a point at 35° 00' 16" N - 76° 12' 12" W; running 034° (M) to a point at 35° 01' 35" N - 76° 11' 27" W; running 059° (M) to a point at 35° 06' 24" N - 76° 04' 20" W; running 044° (M) to a point at 35° 08' 26" N -76° 02' 30" W; running 090° (M) to a point at 35° 09' 18" N - 75° 54' 49" W; running 063° (M) to a point 35° 19' 02" N - 75° 36' 19" W; running 038° (M) to a point at 35° 22' 48" N - 75° 33' 36" W; running 026° (M) to a point at 35° 28' 27" N - 75° 31' 21" W; running 010° to a point at 35° 35' 59" N - 75° 31' 12" W; running 355°(M) to a point 35° 45' 11" N - 75° 34' 06" W; running 122° (M) to a point at 35° 44' 11" N - 75° 31" 05" W. Thence running south along the shoreline across the inlets to the point of beginning;
  - In Back and Core sounds, beginning at a point on Shackleford Banks at 34° 39' 59" N - 76° 34' 16" W; running 004°(M) to a point at Marker #3 at 34° 41' 19" N - 76° 33' 50" W; thence running 103° (M) to a point at 34° 40' 27" N - 76° 30' 41" W; thence running 019° (M) to a point near Marker "A37" at 34° 43' 35" N - 76° 28' 35" W; thence running 350° (M) to a point at 34° 43' 45" N - 76° 28' 36" W; thence running 025° (M) to a point at 34° 48' 09" N -76° 24' 47" W; thence running 042° (M) to a point <u>near Drum Inlet at 34° 51' 03" N - 76° 20' 18" W;</u> thence running 034° (M) to a point at 34° 53' 25" N -76° 17' 21" W; thence running 008° (M) to a point at 34° 53' 55" N - 76° 17' 07" W; thence running 110° (M) to a point at 34° 53' 33" N - 76° 16' 25" W; thence running 026° (M) to a point at 34° 56' 33" N -76° 13' 37" W; thence running 094° (M) to a point at 34° 56' 29" N - 76° 13'17" W; thence running 013° (M) to a point at 34° 58' 11" N - 76° 12' 18" W;

thence running 330° (M) to a point at 34° 58' 48" N -76° 12' 31" W; thence running 000° (M) to a point on Wainwright Island at 34° 59' 26" N - 76° 12' 22" W; thence running 096° (M) to a point on Core Banks at 34° 58' 49" N - 76° 09' 59" W; thence following the shoreline south across Drum and Barden inlets to the point of beginning;

Within 200 yards of any shoreline, except from (4) October I through October 31, south and east of Highway 12 in Carteret County and south of a line from a point on Core Banks at 34° 58' 49" N - 76° 09' 59" W; running 292° (M) to Camp Point at 35° 00' 05" N - 76° 14' 48" W to the South Carolina State Line.

Authority G.S. 113-134; 113-173; 113-182; 113-221; 143B-289.52.

#### SUBCHAPTER 3L - SHRIMP, CRABS, AND LOBSTER

#### **SECTION .0200 - CRABS**

#### .0205 CRAB SPAWNING SANCTUARIES

- (a) It is unlawful to set or use trawls, pots, and mechanical methods for oysters or clams a trawl net or take crabs with the use of commercial fishing equipment from the crab spawning sanctuaries described in 15A NCAC 3R .0110 from March I through August 31.
- (b) From September I through February 28, the Fisheries Director may, by proclamation, close the crab spawning sanctuaries and may impose any or all of the following restrictions:
  - (1) Specify number of days;
  - Specify areas; (2)
  - Specify means and methods which may be employed in the taking;
  - (4) Specify time period;
  - (5) Limit the quantity.

Authority G.S. 113-134; 113-182; 113-221; 143B-289.52.

#### **SUBCHAPTER 3M - FINFISH**

SECTION .0300 - SPANISH AND KING MACKEREL Specify quant(#);

Specify means/methods; (fi)d

#### .0301 SPANISH AND KINGEMARCKEREL of statistical and biological deca.

- (a) The Fisheries Director may, by proclamation, impose any or all of the following restrictions on the taking of Spanish or king mackerel:
  - Specify areas. (I)
  - (2) Specify seasons.
  - Specify commercial quantity. (3)
  - (4) Specify means/methods.
  - Specify size for fish taken by commercial fishing operations.
- King mackerel and Spanish mackerel taken for recreational purposes or by hook and line:
  - It is unlawful to possess king mackerel less than 24 20

- inches fork length.
- (2) It is unlawful to possess more than three king mackerel per person per day.
- (3) It is unlawful to possess Spanish mackerel less than 12 inches fork length.
- It is unlawful to possess more than I0 Spanish (4) mackerel per person per day.
- (c) King mackerel and Spanish mackerel taken by commercial fishing operations, exclusive of hook and line:
  - It is unlawful to possess king mackerel less than 20 (I) inches fork length.
  - It is unlawful to possess Spanish mackerel less than (2) I2 inches fork length.
- (d) Persons in possession of a valid National Marine Fisheries Service Coastal Migratory Pelagic (Mackerel) Permit to fish on the commercial mackerel quotas are exempt from the mackerel creel restrictions established in Paragraph (b) of this Rule.
- (e) Persons in possession of a valid National Marine Fisheries Service Federal Coastal Migratory Pelagic (Mackerel) Permit must comply with the mackerel creel restrictions established in Paragraph (b) of this Rule when fishing with more than three persons (including the captain and mate) on board.
- (f) It is unlawful to possess aboard or land from a vessel, or combination of vessels that form a single operation, more than 3,500 pounds of Spanish or king mackerel, in the aggregate, in any one day.

Authority G.S. 113-134; 113-182; 113-221; 143B-289.52.

#### SECTION .0500 - OTHER FINFISH

#### **SNAPPER-GROUPER** .0506

(a) The Fisheries Director may, by proclamation, impose any or all of the following restrictions in the fisheries for species of the snapper-grouper complex and black sea bass in order to comply with the management requirements incorporated in the Fishery Management Plan Plans for Snapper-Grouper and Sea Bass developed by the South Atlantic Fishery Management Council or Mid-Atlantic Fishery Management Council and the Atlantic States Marine Fisheries Commission:

Specify size;

Specify seaso(28);

Specify areast

The species of the snapper-grouper complex listed in the South Atlantic Fishery Management Council Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic Region are hereby incorporated by reference and copies are available via the Federal Register posted on the Internet at www.access.gpo.gov and at the Division of Marine Fisheries, P.O. Box 769, Morehead City, North Carolina 28557 at no cost.

- (b) Black sea bass:
  - (I) It is unlawful to possess black sea bass less than ten inches total length.
  - It is unlawful to take or possess more than 20 black

sea bass per person per day south of Cape Hatteras without a valid Federal Commercial Snapper-Grouper permit.

- (c) Gag grouper:
  - (1) It is unlawful to possess gag grouper (gray grouper) less than 24 inches total length.
- (2) It is unlawful to possess more than two gag grouper (gray grouper) per person per day without a valid Federal Commercial Snapper-Grouper Permit.
- (3) It is unlawful to possess more than two gag grouper (gray grouper) per person per day during the months of March and April.
- (4) It is unlawful to sell or purchase gag grouper (gray grouper) taken from waters under the jurisdiction of North Carolina or the South Atlantic Fishery Management Council during the months of March and April.
- (d) Black grouper:
- (1) It is unlawful to possess black grouper less than 24 inches total length.
- (2) It is unlawful to possess more than two black grouper per person per day without a valid Federal Commercial Snapper-Grouper Permit.
- (3) It is unlawful to take or possess more than two black grouper per person per day during the months of March and April.
- (4) It is unlawful to sell or purchase black grouper taken from waters under the jurisdiction of North Carolina or the South Atlantic Fishery Management Council during the months of March and April.
- (e) It is unlawful to possess red grouper less than 20 inches total length.
- (f) It is unlawful to possess yellowfin grouper (fireback grouper) less than 20 inches total length.
- (g) It is unlawful to possess scamp less than 20 inches total length.
- (h) It is unlawful to possess yellowmouth grouper less than 20 inches total length.
  - (i) Speckled hind (kitty mitchell) and warsaw grouper:
  - (1) It is unlawful to sell or purchase speckled hind or warsaw grouper.
  - (2) It is unlawful to possess more than one speckled hind or one warsaw grouper per vessel per trip.
  - (j) Greater amberjack:
    - (1) For recreational purposes:
      - (A) It is unlawful to possess greater amberjack less than 28 inches fork length.
      - (B) It is unlawful to possess more than one greater amberiack per person per day.
    - (2) It is unlawful to sell or purchase greater amberjack less than 36 inches fork length.
    - (3) It is unlawful to possess more than one greater amberjack per person per day without a valid Federal Commercial Snapper-Grouper Permit.
    - (4) It is unlawful to possess more than one greater amberjack per person per day during the month of April.
  - (5) It is unlawful to sell or purchase greater amberjack

during any closed season.

- (k) Red Snapper:
  - (I) It is unlawful to possess red snapper less than 20 inches total length.
- (2) It is unlawful to possess more than two red snapper per person per day without a valid Federal Commercial Snapper-Grouper permit.
- (1) Vermilion Snapper:
  - (1) For recreational purposes:
    - (A) It is unlawful to possess vermilion snapper (beeliner) less than 11 inches total length.
    - (B) It is unlawful to possess more than 10 vermilion snapper per person per day.
- (2) It is unlawful to possess or sell vermilion snapper (beeliner) less than 12 inches total length with a valid Federal Commercial Snapper-Grouper permit.
- (m) It is unlawful to possess silk snapper (yelloweye snapper) less than 12 inches total length.
- (n) It is unlawful to possess blackfin snapper (hambone snapper) less than 12 inches total length.
  - (o) Red Porgy:
    - (1) It is unlawful to possess red <u>porgy</u> (<u>Pagrus pagrus</u>) in <u>North Carolina</u>. <u>porgy</u> (<u>pink or silver snapper</u>) less than 14 inches total length.
    - (2) It is unlawful to possess more than five red porgy per person per day without a valid Federal Commercial Snapper-Grouper permit.
    - (3) It is unlawful to possess more than five red porgy per person per day during the months of March and April.
  - (4) It is unlawful to sell or purchase red porgy taken from waters under the jurisdiction of North Carolina or the South Atlantic Fishery Management Council during the months of March and April.
  - (p) Combined Bag Limits:
  - (1) It is unlawful to possess more than 10 vermilion snapper and 10 other snappers per person per day of which no more than two may be red snapper without a valid Federal Commercial Snapper-Grouper permit.
  - (2) It is unlawful to possess more than five grouper without a valid Federal Commercial Snapper-Grouper permit of which:
    - (A) no more than two may be gag or black grouper (individually or in combination) per person per day;
    - (B) no more than one may be speckled hind or one warsaw grouper per vessel per trip.
  - (3) It is unlawful to possess more than 20 fish in the aggregate per person per day of the following species without a valid Federal Commercial Snapper-Grouper permit: whitebone porgy, jolthead porgy, knobbed porgy, longspine porgy, sheepshead, gray triggerfish, queen triggerfish, yellow jack, crevalle jack, bar jack, almaco jack, lesser amberjack, banded rudderfish, white grunt, margates, spadefish, and hogfish.
- (q) It is unlawful to possess any species of the Snapper-Grouper complex except snowy, warsaw, yellowedge, and misty groupers; blueline, golden and sand tilefishes; while having longline gear aboard a vessel.

- (r) It is unlawful to possess Nassau grouper or jewfish.
- (s) Fish Traps/Pots:
- (1) It is unlawful to use or have on board a vessel fish traps for taking snappers and groupers except sea bass pots as allowed in Subparagraph (2) of this Paragraph.
- (2) Sea bass may be taken with pots that conform with the federal rule requirements for mesh sizes and pot size as specified in 50 CFR Part 646.2, openings and degradable fasteners specified in 50 CFR Part 646.22(c)(2)(i), and escape vents and degradable materials as specified in 50 CFR Part 622.40 (b)(3)(i) and rules published in 50 CFR pertaining to sea bass north of Cape Hatteras (35° 15' N Latitude). Copies of these rules are available via the Federal Register posted on the Internet at www.access.gpo.gov and at the Division of Marine Fisheries, P.O. Box 769, Morehead City, North Carolina 28557 at no cost.
- (t) It is unlawful for persons in possession of a valid National Marine Fisheries Service Snapper-Grouper Permit for Charter Vessels to exceed the creel restrictions established in Paragraphs (b), (j), (o), and (p) of this Rule when fishing with more than three persons (including the captain and mate) on board.
- (u) In the Atlantic Ocean, it is unlawful for an individual fishing under a Recreational Commercial Gear License with seines, shrimp trawls, pots, trotlines or gill nets to take any species of the Snapper-Grouper complex.

Authority G.S. 113-134; 113-182; 113-221; 143B-289.52.

#### 0515 DOLPHIN

- (a) It is unlawful to possess more than 10 dolphin per person per day taken by hook and line for recreational purposes except charter except: (1)Charter vessels with a valid National Marine Fisheries Service Charter Vessel Coastal Migratory Pelagic Permit and licensed by the U.S. Coast Guard to carry six or less passengers for hire, may possess a maximum of 60 dolphin per day regardless of the number of people on board.
- (b) Vessels, including charterboats when fishing with three or less persons (including captain and mate) on board, with a valid Standard or Retired Standard Commercial Fishing License or a Land or Sell License, may possess more than 60 dolphin per day. (2) Vessels with a valid commercial National Marine Fisheries Service Federal Coastal Migratory Pelagic Permit including charterboats when fishing with three or less persons (including captain and mate) on board.

Authority G.S. 113-134; 113-182; 143B-289.52.

Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Wildlife Resources Commission intends to amend the rule cited as 15A NCAC 10C .0107. Notice of Rule-making Proceedings was published in the Register on November 1, 1999.

Proposed Effective Date: July 1, 2001

A Public Hearing will be conducted at 7:00 p.m. on May 25, 2000 at the Gateway Convention Center, 651 Winstead Ave., Rocky Mount, NC 27804.

Reason for Proposed Action: To set/amend inland fishing regulations in joint waters to conform with changes in marine fisheries rules.

Comment Procedures: The NC Wildlife Resources Commission is holding a public hearing jointly with the Division of Marine Fisheries, which is considering adoption of an identical rule. Interested persons may present their views either orally or in writing at the hearing. In addition, the record of hearing will be open for receipt of written comments until June 15, 2000. Such written comments must be delivered or mailed to the NC Wildlife Resources Commission, 1701 Mail Service Center, Raleigh, NC 27699-1701.

Fiscal Impact

State Local

Sub. None

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All bolded text was approved by the Rules Review Commission on April 15, 1999 and is waiting review by the 2000 session of the Legislative Oversight Committee.

#### CHAPTER 10 - WILDLIFE RESOURCES AND WATER SAFETY

#### SUBCHAPTER 10C - INLAND FISHING REGULATIONS

#### SECTION .0100 - JURISDICTION OF AGENCIES: CLASSIFICATION OF WATERS

#### .0107 SPECIAL REGULATIONS: JOINT WATERS

In order to effectively manage all fisheries resources in joint waters and in order to confer enforcement powers on both fisheries enforcement officers and wildlife enforcement officers with respect to certain rules; the Marine Fisheries Commission and the Wildlife Resources Commission deem it necessary to adopt special rules for joint waters. Such rules supersede any inconsistent rules of the Marine Fisheries Commission or the Wildlife Resources Commission that would otherwise be applicable in joint waters under the provisions of 15A NCAC 10C .0106:

- (1) Striped Bass
  - (a) It shall be unlawful to possess any striped bass or striped bass hybrid taken by any means which is less than 18 inches long (total length).
  - (b) It shall be unlawful to possess more than three striped bass or their striped bass hybrids taken by hook and line or with gear authorized by a <u>Recreational Commercial Gear License</u> in any one day from joint waters.
  - (c) It shall be unlawful to engage in net fishing for striped bass or their hybrids in joint waters except as authorized by duly adopted

regulations <u>rules</u> of the Marine Fisheries Commission.

- (d) It is unlawful to possess striped bass or striped bass hybrids in the joint waters of Albemarle, Currituck, Roanoke and Croatan Sounds and their tributaries, excluding the Roanoke River, except during seasons as authorized by duly adopted rules of the Marine Fisheries Commission.
- (e) In the joint waters of the Roanoke River and its tributaries, including Cashie, Middle and Eastmost Rivers, striped bass and hybrid striped bass fishing season, size limits and creel limits shall be the same as those established by authorized by duly adopted rules of the Wildlife Resources Commission for adjacent inland fishing waters.
- (2) Lake Mattamuskeet
  - (a) It shall be unlawful to set or attempt to set any gill net in Lake Mattamuskeet canals designated as joint waters.
  - (b) It shall be unlawful to use or attempt to use any trawl net or seines in Lake Mattamuskeet canals designated as joint waters.
- (3) Cape Fear River. It shall be unlawful to use or attempt to use any net or net stakes within 800 feet of the dam at Lock No. 1 on Cape Fear River.
- (4) Shad: It is unlawful to possess more than 10
  American shad or hickory shad, in the aggregate,
  per person per day taken by hook-and-line.

Authority G.S. 113-132; 113-134; 113-138; 113-292.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Commission for Health Services intends to amend the rule cited as 15A NCAC 19A .0406. Notice of Rule-making Proceedings was published in the Register on February 1, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 9:00 a.m. on May 4, 2000 at the Ground Floor Hearing Room, Archdale Bldg, 512 Salisbury Street, Raleigh, NC.

Reason for Proposed Action: The other organizations listed under 15A NCAC 19A .0406 (schools K-12, licensed and registered day care facilities, Head Start and colleges and universities) require access to immunization information to fulfill their role in enforcing state immunization laws (G.S. 130A-155 and 155.1). The mobility of our country's population has led to the need for local and state health departments in other states to have access to specific person's immunization records upon request. Health Maintenance Organizations need access to this data to fulfill state insurance laws, specifically G.S. 58-67-50(e). Under North Carolina G.S. 58-67-50(e),

every Health Maintenance Organization, for group contracts of 1,000 or more members, is required to provide certain information, including outcomes data, collected in accordance with the latest edition of the Health Plan Employer Data and Information Set (HEDIS) guidelines to the State Insurance Commissioner. Measurement of the age-appropriate immunization rate for two year-olds is included in the HEDIS guidelines. In addition, HMOs have the authority to obtain this information based on the contractual relationships they maintain both with members and with physicians who administer care to their members. These contracts outline the plans' rights to access medical information about their members and the plans' responsibilities to maintain the confidentiality of members' medical information.

Comment Procedures: Comments, statements, data and other information may be submitted in writing within 30 days after the date of publication of this issue in the NC Register. Copies of proposed rules and information may be obtained by contacting the Immunization Branch at (919)715-6764. Send written comments to Barbara Laymon, Immunization Branch, 1330 St. Mary's St, 1916 Mail Service Center, Raleigh, NC 27699-1916. Comments will be received through May 17, 2000.

Fiscal Impact
State Local Sub. None

#### **CHAPTER 19 - HEALTH: EPIDEMIOLOGY**

#### SUBCHAPTER 19A - COMMUNICABLE DISEASE CONTROL

#### **SECTION .0400 - IMMUNIZATION**

NOTE: Text in bold was previously approved by Rules Review Commission and are pending an effective day of August 1, 2000:

#### .0406 ACCESS TO IMMUNIZATION INFORMATION

- (a) Physicians, local health departments and the Department shall, upon request and without consent release the immunization information specified in Paragraph (b) of this Rule to the following organizations:
  - (1) schools K-12, whether public, private or religious;
  - (2) licensed and registered daycare childcare facilities as defined in G.S. 110-86(3) and G.S. 110-101;
  - (3) Head Start; and
  - (4) colleges and universities, whether public, private or religious:
  - (5) Health Maintenance Organizations; and
  - (6) Other state and local health departments outside of North Carolina.
- (b) The following is the immunization information to be released to the organizations specified in Paragraph (a) of this Rule:

- (1) name and address;
- (2) name of the parent, guardian, or person standing *in* loco parentis;
- (3) date of birth;
- (4) gender;
- (5) race and ethnicity;
- (6) vaccine type, date and dose <u>number</u> administered;
- (7) the name and address of the physician or <u>local</u> health department that administered each dose; and
- (8) the existence of a medical or religious exemption determined by the Immunization Section to meet the requirements of G.S. 130A-156 and 15A NCAC 19A .0404 or G.S. 130A-157. If such a determination has not been made by the Immunization Section, the person shall have access to the certification of medical and religious exemptions required by G.S. 130A-156 or G.S. 130A-157 and 15A NCAC 19A .0404.

\* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \*

Authority G.S. 130A-153.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Commission for Health Services intends to amend rules cited as 15A NCAC 19B .0101, .0301 - .0302, .0304, .0309, .0311, .0313, .0320 - .0322, .0502 - .0503. Notice of Rule-making Proceedings was published in the Register on February 1, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 9:00 a.m. on May 4, 2000 at the Ground Floor Hearing Room, Archdale Building, 512 Salisbury Street, Raleigh, NC.

Reason for Proposed Action: The Forensic Tests for Alcohol Branch is responsible for the training, operation and maintenance of the statewide breath/blood alcohol testing program. The proposed changes reflect the experience and information gathered over the past several years. Proposed rules will allow for new technology, enhance the Branch's ability to operate and maintain the statewide program, clarify forms utilized in breath alcohol testing and clarify operational procedures when conducting breath alcohol tests.

Comment Procedures: Comments may be submitted to Al Eiesle Jr., Head, Forensic Tests for Alcohol Branch, 1922 Mail Service Center, Raleigh, NC 27699-1922 within 30 days after the date of publication of the NC Register. Copies of published rules and information may be obtained by contacting Al Eiesle Jr., (919) 733-3225. Comments will be received through May 17, 2000.

Fiscal Impact

State Local

Sub. None

CHAPTER 19 - HEALTH: EPIDEMIOLOGY

#### SUBCHAPTER 19B - INJURY CONTROL

#### **SECTION .0100 - GENERAL POLICIES**

#### .0101 DEFINITIONS

The definitions in G.S. 18B-101, G.S. 20-4.01, G.S. 130A-3 and the following shall apply throughout this Subchapter:

- (1) "Alcoholic Breath Simulator" shall mean a specially designed constant temperature water-alcohol solution bath instrument devised for the purpose of providing a standard alcohol-air mixture;
- (2) "Breath-testing Instrument" shall mean an instrument for making a chemical analysis of breath and giving the resultant alcohol concentration in grams of alcohol per 210 liters of breath;
- (3) "Controlled Drinking Program" shall mean a bona fide scientific, experimental, educational, or demonstration program in which tests of a person's breath or blood are made for the purpose of determining his alcohol concentration when such person has consumed controlled amounts of alcohol;
- (4) "Director" shall mean the Director of the Division of Epidemiology Public Health of the Department;
- (5) "Handling Alcoholic Beverages" shall mean the acquisition, transportation, keeping in possession or custody, storage, administration, and disposition of alcoholic beverages done in connection with a controlled-drinking program;
- (6) "Observation Period" means a period during which a chemical analyst observes the person or persons to be tested to determine that he the person or persons has not ingested alcohol or other fluids, regurgitated, vomited, eaten, or smoked in the 15 minutes immediately prior to the collection of a breath specimen; the chemical analyst may observe while conducting the operational procedures in using a breath-testing instrument;
- (7) "Permittee" shall mean a chemical analyst currently possessing a valid permit from the Department to perform chemical analyses, of the type set forth within the permit;
- (8) "Simulator Solution" shall mean a water-alcohol solution made by preparing a stock solution of distilled or American Society for Testing and Materials Type I water and either 60.5 or 48.4 grams of alcohol per liter of solution. Each I0 ml. of this stock solution is further diluted to 500 ml. by adding distilled or American Society for Testing and Materials Type I water. The resulting simulator solution corresponds to the equivalent alcohol concentration of 0.10 or respectively: 0.08.
- (9) "Verify Instrument Calibration" shall mean verification of instrumental accuracy of an approved breath testing instrument or approved alcohol screening test device by employment of a control sample from an alcoholic breath simulator using simulator solution and obtaining the expected result or 0.01 less than the expected result as specified in Item

- (8) of this Rule: Rule; or by employment of a control sample as specified in Item (10) of this Rule. When the procedures set forth for approved breath testing instruments in Section .0300 of this Subchapter and for approved alcohol screening test devices in Section .0500 of this Subchapter are followed and the result specified herein is obtained, the instrument shall be deemed properly calibrated.
- (10) "Ethanol Gas Canister" shall mean a dry gas calibrator producing an alcohol-in-inert gas sample at an accurately known concentration from a compressed gas cylinder. The resulting alcohol-in-inert gas sample corresponds to the equivalent concentration of 0.08.

Authority G.S. 20-139.1(b); 20-139.1(g).

#### SECTION .0300 - BREATH ALCOHOL TEST REGULATIONS

#### .0301 APPLICATION FOR INITIAL PERMIT

- (a) Application for an initial permit to perform chemical analysis of a person's breath to determine his alcohol concentration shall be made in writing to the Director. The applicant shall have the endorsement of his appropriate supervisor, or his designated representative. The Director shall issue, deny, terminate, and revoke permits for individuals to perform chemical analyses.
  - (b) Permits shall be granted to individuals who:
  - (1) demonstrate the ability to perform chemical analyses accurately and reliably in accordance with a method or methods approved by the Commission;
  - (2) can satisfactorily explain the method of operation of the breath-testing instrument for which he is applying for a permit to operate;
  - (3) provide a statement on the application from the applicant's supervisor attesting to the good character of the applicant; and
  - (4) are employed by a law enforcement agency, the Injury Control Section or members of its instructional staff Forensic Tests for Alcohol Branch, or by some other federal, state, county or municipal agency with the responsibility of administering chemical analyses to drivers charged with implied consent offenses.
- (c) Individuals successfully completing a minimum of 35 course hours as specified in the application on forensic tests for alcohol conducted by the Injury Control Section Forensic Tests for Alcohol Branch shall be deemed to have met the requirements of Subparagraphs (b)(1) and (2) of this Rule.

Authority G.S. 20-139.1(b).

#### .0302 LIMITATION OF PERMIT

(a) Permits may be limited in scope to the methods or instruments for performing chemical analyses in which the individual applying for a permit has demonstrated competence. This limitation may be upon the basis of the methods or instruments that received primary emphasis in the particular

course of instruction attended by the applicant in the event that successful completion of the course is offered as proof of ability to perform chemical analyses. Initial and renewal permits shall state the date upon which they are to become effective and the date upon which they are to expire. The expiration date shall be no more than 24 months after the effective date.

(b) Permits granted under this Section, initial and renewals, shall be valid only during the period the permittee is employed by a law enforcement agency, the Injury Control Section Forensic Tests for Alcohol Branch or a member of its instructional staff, or by some other federal, state, county or municipal agency with the responsibility of administering chemical analyses to drivers charged with implied consent offenses.

Authority G.S. 20-139.1(b).

#### .0304 CONDITIONS FOR RENEWAL OF PERMIT

- (a) Permits shall be subject to renewal at expiration, or at such time prior to expiration as is convenient for the Director, upon demonstration by the permittee of:
  - (1) continuing ability to perform accurate and reliable chemical analyses;
  - (2) ability to satisfactorily explain the method of operation of the breath-testing instrument for which he is applying for a renewal permit to operate;
  - (3) continued employment by a law enforcement agency, the Injury Control Section or a member of its instructional staff Forensic Tests for Alcohol Branch, or by some other federal, state, county or municipal agency with the responsibility of administering chemical analyses to drivers charged with implied consent offenses; and
  - (4) provide a statement on the application from the applicant's supervisor attesting to the good character of the applicant.
- (b) Individuals successfully completing a forensic test for alcohol recertification course conducted by the Injury Control Section Forensic Tests for Alcohol Branch shall be deemed to have met the requirements of Subparagraphs (a)(1) and (2) of this Rule for the first and subsequent renewal of permits.
- (c) Individuals desiring first and subsequent renewal permits, after expiration of their permits, shall successfully complete the following Injury Control Section Forensic Tests for Alcohol Branch course requirements prior to the granting of renewal permits, unless an exception is granted by the Director:
  - (1) Forensic Tests for Alcohol Recertification Course if the permit has been expired less than six months;
  - (2) Forensic Tests for Alcohol Operators Course if the permit has been expired six months or longer.

Authority G.S. 20-139.1(b).

#### .0309 QUALIFICATIONS OF MAINTENANCE PERSONNEL

(a) Preventive maintenance on all breath-testing instruments shall be performed by a chemical analyst member of the Forensic Tests for Alcohol Branch who has successfully completed the

forensic tests for alcohol technical supervisor's school or a maintenance course for a specific instrument, as conducted by the Injury Control Section Forensic Tests for Alcohol Branch.

- (b) Chemical analysts qualifying under this Rule shall be granted certificates by the Director authorizing the performance of preventive maintenance on specific models of breath-testing instruments.
  - (1) Certificates shall be granted for an indefinite period but shall be valid only during the period that the chemical analyst possesses a current valid permit to perform chemical analyses of the breath on the specific models of breath-testing instruments for which preventive maintenance is being performed.
  - (2) Certificates shall be subject to revocation under the same provisions specified under Rule .0308 of this Section for revocation of permits to perform chemical analyses.
  - (3) The Director shall have the same evaluation authority over holders of certificates as he possesses over permittees under Rule .0307 of this Section.

Authority G.S. 20-139.1(b).

#### .0311 LOG

- (a) Logs shall be kept on forms provided by the Department. Each permittee shall keep a monthly log identifying each individual who submits to or refuses a chemical analysis by completing all identifying information. If no chemical analysis is performed during the month, the permittee shall enter name, permit number, agency, month and write "NONE" across the form. All monthly logs shall be forwarded to the Director and are due by the end of the following month unless otherwise specified in Paragraph (b) of this Rule. However, any log identifying a blood analysis shall not be submitted until the result is recorded.
- (b) A permittee who performs chemical analyses of the breath utilizing an automated breath-test instrument placed in service for the statewide program administered by the Injury Control Section Forensic Tests for Alcohol Branch of the Department shall not be required to comply with Paragraph (a) of this Rule.

Authority G.S. 20-16.5(j); 20-139.1(b).

#### .0313 BREATH-TESTING INSTRUMENTS

- (a) The standards for the approval of breath-testing instruments are as follows:
  - (1) The Commission approves the method of performing chemical analyses through the use of breath-testing instruments of a design and of a model specifically approved by the Commission as meeting, to its satisfaction, standards of accuracy, reliability, convenience and efficiency of operation.
  - (2) The Injury Control Section Forensic Tests for Alcohol Branch shall evaluate and recommend to the Commission only those breath-testing instruments which meet the minimum requirements as set forth in the current state purchase and contract bid specifications for automated evidential breath alcohol

testing instruments.

- (3) The succeeding rules of this Section establish operational and preventive maintenance procedures for breath-testing instruments approved by the Commission.
- (b) The standards for the reporting of sequential tests are as follows:
  - (1) In recording the results of a chemical analysis under G.S. 20-139.1(e) and in reporting results for use in court or in an administrative proceeding, the chemical analyst shall report the results of all tests of breath performed in conducting the chemical analysis. These results may be used for all relevant purposes, but these results may not be used to prove a person's particular alcohol concentration unless a pair of consecutively administered tests do not differ from each other by an alcohol concentration of greater than 0.02
  - (2) In proceedings in court and before administrative agencies, the state may use all breath-test procedures and results for all relevant purposes, but when there is a difference in readings, the state may use only the lower of the two consecutive readings that meet the requirements of Paragraph (b) to prove a person's particular alcohol concentration. "Particular alcohol concentration that has legal—significance—under—G.S.—20-138.1(a)(2), 20-16.5(b)(4), 20-179(d)(1), and 20-179(m).

Authority G.S. 20-16.5(j); 20-139.1(b).

#### .0320 INTOXILYZER: MODEL 5000

The operational procedures to be followed in using the Intoxilyzer, Model 5000 are:

- (1) Insure instrument displays time and date;
- (2) Insure observation period requirements have been met:
- (3) Press "START TEST"; when "INSERT CARD" appears, insert test record;
- (4) Enter appropriate information;
- (5) Verify instrument calibration;
- (6) When "PLEASE BLOW" appears, collect breath sample:
- (7) When "PLEASE BLOW" appears, collect breath sample;
- (8) When test record ejects, remove.

If the alcohol concentrations differ by more than 0.02, a third or subsequent test breath sample shall be administered collected when "PLEASE BLOW" appears. If necessary, subsequent tests shall be administered as soon as feasible by repeating steps (1) through (8), as applicable.

Authority G.S. 20-139.1(b);

#### .0321 PREVENTIVE MAINTENANCE: INTOXILYZER: MODEL 5000

The preventive maintenance procedures for the Intoxilyzer Model 5000 to be followed at least once every four months are:

- (1) Verify alcoholic breath simulator thermometer shows 34 degrees, plus or minus .2 degree centigrade;
- (2) Verify instrument displays time and date;
- (3) Press "START TEST"; when "INSERT CARD" appears, insert test record;
- (4) Enter appropriate information;
- (5) Verify instrument calibration;
- (6) When "PLEASE BLOW" appears, collect breath sample;
- (7) When "PLEASE BLOW" appears, collect breath sample:
- (8) When test record ejects, remove;
- (9) Verify Diagnostic Program;
- (10) Verify alcoholic breath simulator solution is being changed every four months or after I25 Alcoholic Breath Simulator tests, whichever occurs first.

A signed original of the preventive maintenance checklist record shall be kept on file for at least three years.

Authority G.S. 20-139.1(b) (b4).

#### .0322 REPORTING OF ALCOHOL CONCENTRATIONS

When performing chemical analyses of breath under the authority of G.S. 20-139.1 and the provisions of these rules, chemical analysts shall report alcohol concentrations on the basis of grams of alcohol per 210 liters of breath. All results shall be reported to hundredths. Any result between hundredths shall be reported to the next lower hundredth.

The Intoxilyzer 5000 is an automated breath test instrument which prints the results of the analysis.

Authority G.S. 20-139.1(b).

#### SECTION .0500 - ALCOHOL SCREENING TEST DEVICES

#### .0502 APPROVAL: ALCOHOL SCREENING TEST DEVICES: USE

- (a) Alcohol screening test devices that measure alcohol concentration through testing the breath of individuals are approved on the basis of results of evaluations by the Injury Control Section Forensic Tests for Alcohol Branch. Devices shall meet the minimum requirements as set forth in the current state purchase and contract bid specifications for Alcohol Screening Test Devices. Evaluations are not limited in scope and may include any factors deemed appropriate to insure the accuracy, reliability, stability, cost, and ease of operation and durability of the device being evaluated. On the basis of evaluations to date, approved devices are listed in Rule .0503 of this Section.
- (b) When the validity of an alcohol screening test of the breath of a driver administered by a law enforcement officer depends upon approval by the Commission of the test device and its manner of use, the test shall be administered as follows:
  - (I) The officer shall determine that the driver has removed all food, drink, tobacco products, chewing gum and other substances and objects from his mouth.

- Permanent dental <u>Dental</u> devices that are of non-porous material and <u>/or oral jewelry</u> need not be removed.
- (2) Unless the driver volunteers the information that he has consumed an alcoholic beverage within the previous 15 minutes, the officer shall administer a screening test as soon as feasible. If a test made without observing a waiting period results in an alcohol concentration reading of 0.08 or more, the officer shall wait five minutes and administer an additional test. If the results of the additional test show an alcohol concentration reading more than 0.02 under the first reading, the officer shall disregard the first reading.
- (3) If an officer has any question concerning any screening test results, to help him determine whether there is probable cause for believing the driver to be impaired by an impairing substance the <u>The</u> officer may request that the driver submit to one or more additional screening tests and, if appropriate, wait a reasonable period between tests.
- (4) In administering any screening test, the officer shall use an alcohol screening test device approved under Rule .0503 of this Section in accordance with the operational instructions supplied with or listed on the device, except that the waiting periods set out in this Rule supersede any period specified by the manufacturer of the device.

Authority G.S. 20-16.3.

#### .0503 APPROVED ALCOHOL SCREENING TEST DEVICES: CALIBRATION

- (a) The following breath alcohol screening test devices are approved as to type and make:
  - (I) ALCO-SENSOR (with two-digit display), made by Intoximeters, Inc.
  - (2) ALCO-SENSOR III (with three-digit display), made by Intoximeters, Inc.
  - (3) BREATH-ALCOHOL TESTER MODEL BT-3, made by RepCo., Ltd.
  - (4) ALCOTEC BREATH-TESTER, made by RepCo., Ltd.
- (5)(3) ALCO-SENSOR IV, manufactured by Intoximeters,
- (6)(4) PBA 3000, manufactured by Life Loc, Inc.
- (7)(5) SD-2, manufactured by CMI, Inc.
- (b) The agency or operator shall verify instrument calibration of each alcohol screening test device at least once during each 30 day period of use. The verification shall be performed by employment of an alcoholic breath simulator using simulator solution in accordance with these Rules or an ethanol gas canister.
  - (I) Alcoholic breath simulators used exclusively to verify instrument calibration of alcohol screening test devices shall have the solution changed every 30 days or after 25 calibration tests, whichever occurs first.
  - (2) Ethanol gas canisters used exclusively to verify

<u>instrument</u> <u>calibration</u> <u>of</u> <u>alcohol</u> <u>screening</u> <u>test</u> <u>devices shall not be utilized beyond the expiration date on the canister.</u>

(2) (3) Requirements of Paragraph (b) and Subparagraph (b)(1)(2) of this Rule shall be recorded on an alcoholic breath simulator log or an ethanol gas canister log designed by the Injury Control Section Forensic Tests for Alcohol Branch and maintained by the user agency.

Authority G.S. 20-16.3.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Commission for Health Services intends to adopt the rule 15A NCAC 26B.0109, amend rules cited as 15A NCAC 26B.0101 - .0106, .0108 and repeal rule cited as 15A NCAC 26B.0107. Notice of Rule-making Proceedings was published in the Register on February 1, 2000.

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Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 9:00 a.m. on May 4, 2000 at the Ground Floor Hearing Room, Archdale Building, 512 Salisbury Street, Raleigh, NC.

Reason for Proposed Action: Legislation enacted on May 7, 1999 changed the reporting requirement for cancer cases and imposed a financial penalty for failure to report. The proposed changes in the rules address implementation of this legislative action. An update was needed to reflect changes in the mailing address and to remove redundant language and inconsistencies between the rules related to the cancer registry and those related to the State Center for Health Statistics.

Comment Procedures: Written comments may be submitted to Dr. John Booker, Director, State Center for Health Statistics, 1903 Mail Service Center, Raleigh, NC 27699-1903, within 30 days after the date of publication of this issue of the NC Register. Copies of the proposed rules may be obtained by contacting Dr. John Booker at (919) 715-4499. Comments will be received through May 17, 2000.

**Fiscal Impact** 

State Local

Sub. None

CHAPTER 26 - INFORMATION SERVICES

SUBCHAPTER 26B - CANCER REGISTRY

SECTION .0100 - SCOPE

#### .0101 GENERAL

(a) The purpose of the central cancer registry is to receive and o compile, tabulate, and preserve statistical, clinical, and other reports and records relating to the incidence, treatment and cure of cancer, and to provide assistance and consultation for public

health work. The statistical reports and records, and the assistance rendered to hospitals health care facilities, health planning agencies and research facilities are intended to improve cancer treatment, extend the life of the cancer patient, identify high risk groups or areas of the state and attempt to lower the morbidity and mortality of cancer in North Carolina.

(b) The central cancer registry is administered by the Division of Statistics and Information—Services, North Carolina Department of Environment, Health, and Natural Resources, P.O. Box 27687, Raleigh, North Carolina—27611-7687 State Center for Health Statistics, Division of Public Health, North Carolina Department of Health and Human Services, 1908 Mail Service Center, Raleigh, North Carolina 27699-1908.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0102 **DEFINITIONS**

The following definitions shall apply throughout this Section:

- (1) "Abstract" refers to a document or documents, including electronic documents and files, containing information drawn from a cancer patient's medical record.
- (2) "Cancer registrar" is a registrar who abstracts information from the medical records of cancer patients.
- (3) "Death match" refers to the procedure of comparing registry cases with death certificate information, for confirmation of the reported death of any cancer patient, and to determine if the cancer constituted the cause of death, and for identification of cases missed in routine reporting procedures.
- (4) "Definitive treatment" refers to <u>all methods of</u> treatment <u>anticipated for complete removal or destruction of a malignancy intended to modify or control the cancer including no treatment, palliative care, and follow-up care.</u>
- (5) "Follow-up <u>information</u>" is a request sent to a physician for current information on the <u>post-treatment</u> status of a cancer patient whose abstract was submitted to the registry in the past <u>previously</u>.
- (6) "Identifying information" is any portion of any abstract or incidence report that might reveal the personal identity of a cancer patient.

"Incidence report" refers to a document or documents containing information reporting the diagnosis of a case of cancer to the registry by a physician.

- (7) "Morphologic information" refers to pathology, or cytology, <u>tumor markers</u>, <u>or laboratory tests that identify readings identifying</u> cell types of malignant neoplasms.
- (8) "Palliative treatment" refers to treatment that is not intended to effect a cure, but the treatment procedure is expected to improve "quality of life" by temporarily relieving distressing symptoms.
- (9) "Participating hospital facility" is a medical health care facility which that submits abstracts to the registry.

- (10) "Pathology report" is the written report generated by a pathologist, stating the diagnostic interpretation of tissue samples or cellular material examined by the pathologist.
- (11) "Personnel" means persons who are employees of the Department of Human Resources Health and Human Services, or who are persons who provide services to the central cancer registry through a written contract.
- (12) "Positive pathology report" is a pathology report confirming the presence of cancer.
- (13) "Registrar" is an employee of a medical health care facility who prepares abstracts of medical records.
- (14) "Registry" is the central cancer registry. The registry is administratively assigned to the Division of Statistics and Information Services, Department of Environment, Health, and Natural Resources State Center for Health Statistics, Department of Health and Human Services.
- (15) "Statistical report" refers to a report generated by the registry for informational or educational purposes. A statistical report <u>contains aggregated data and</u> does not contain identifying information.

"Tumor registrar" is a registrar who abstracts information from the medical records of cancer patients:

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0103 CONFIDENTIALITY

- (a) The clinical records of individual patients submitted to the registry shall be confidential and shall not be public records open to inspection. Only personnel authorized by the head of the cancer control program director of the State Center for Health Statistics and other individuals authorized by the head of the cancer control program director of the State Center for Health Statistics or his his/her designee pursuant to Paragraph (c) of this Rule shall have access to the records.
- (b) The information contained in the clinical records of individual patients submitted to the registry may be transferred to computer-compatible means of data entry. Only personnel authorized by the head of the cancer control program director of the State Center for Health Statistics to use computers, terminals, programs, data files, and other computer hardware or software involved in maintaining patient information shall have access to them.
- (c) Clinical information in possession of the registry may be disclosed in the following circumstances when authorized by the head of the cancer control program director of the State Center for Health Statistics or his his/her designee:
  - (1) A patient shall have access to review or obtain copies of his his/her records;
  - (2) A person who submits a valid authorization for release shall have access to review or obtain copies of the information described in the authorization for release;
  - (2) Information may be disclosed in response to a valid court order;
  - (3) Information may be disclosed as provided in Rule

- :0806 .0106 of this Section;
- (4) Information contained in death certificates on file with the division (but not actual copies of death certificates) may be released to a participating hospital facility when the hospital facility requests a death match for confirmation of the reported or suspected deaths of cancer patients treated at that hospital facility. Death match information released by the registry shall include only that information contained in the death certificates.
- (d) The cancer control program State Center for Health Statistics may release statistical information and data based on client information so long as no information identifying individual patients is released.
- (e) Photocopying or other reproduction of any clinical records or reports containing identifying information, except as may be required in the conduct of the official business of the registry, is prohibited.
- (f) Any legible documents other than the original incidence reports and abstracts, such as computer printouts or photocopies of any documents containing identifying information, shall also be considered confidential material while in active use, and shall be destroyed immediately upon termination of their use by the registry.
- (g) Original copies of reports and abstracts, and follow-up information received thereunto, shall be retained for 5 years by the registry.
- (h) The head of the cancer control program director of the State Center for Health Statistics shall make known to all individuals with access to patient information submitted to the cancer control program registry the privileged and confidential nature of such information.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0104 REPORTING OF CANCER

- (a) Any report of cancer required by G.S. 130A-209 to be reported to the registry shall contain at least the following information:
  - (1) name, address, zip code, and county of residence of the patient;
  - (2) date of birth, race and sex of the patient;
  - (3) pathologic diagnosis; and
  - (4) the name of the physician submitting the report.
- (a) Health care facilities and providers are required to submit a complete abstract for each cancer case that is screened, diagnosed, treated, or followed by its staff and that was initially diagnosed with cancer subsequent to January 1, 1990. A complete abstract is defined as one that adheres to the current standards and definitions of the North American Association of Central Cancer Registries' Standards for Cancer Registries, the International Classification of Diseases for Oncology, and the current version of the registry's Operations Manual.
- (b) A physician health care provider or facility may delegate the clerical tasks of incidence reporting of cancer cases to office or hospital staff, but the physician provider or facility cannot delegate the legal responsibility for the incidence reporting of

cancer to others.

- (c) A report of cancer shall be submitted to the registry by either health care facilities and providers by one of the following methods:
  - (1) by submission of a positive pathology report an electronic file containing the information required in Paragraph (a) of this Rule; to be retained for five years by the registry; or
  - (2) <u>for pathology laboratories</u>, by submission of a hospital computer billing tape positive electronic pathology report containing the information required in Paragraph (a) of this Rule; Rule; or The tape shall be copied by the registry and returned to the hospital.
  - (3) <u>facilities or providers that have fewer than 30</u> reportable cases per year may submit photocopies of the medical record sufficient to complete a full abstract of the case.
- (d) Because in some circumstances it is difficult to obtain complete residence information required in Subparagraph (a)(1) of this Rule, the incidence report shall be conditionally acceptable for submission provided reasonable steps are taken to obtain the missing information. The physician submitting the report shall forward this information to the registry when it becomes available.
- (d) (e) The following documents shall not constitute an incidence a report of cancer:
  - (1) an abstract submitted to the registry by a participating hospital a death certificate;
  - (2) a request for authorization submitted to the Cancer program requesting third party reimbursement for treatment of cancer, although a positive pathology report is required by 10 NCAC 8A .0408(f).
- (e) (f) Reports shall be forwarded to the following address: Central Cancer Registry, Division of Statistics and Information Services, Department of Environment, Health, and Natural Resources, P.O. Box 27687; State Center for Health Statistics, 222 N Dawson Street, 1908 Mail Service Center, Raleigh, North Carolina 27611-7687 27699-1908.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0105 COOPERATION OF THE CENTRAL CANCER REGISTRY WITH HEALTH FACILITIES

- (a) Any hospital or other medical health care facility that is staffed and equipped for the diagnosis, treatment or follow-up care of cancer patients may participate with the registry in the exchange of information regarding the referral, treatment, maintenance or cure of cancer.
- (b) The registry shall cooperate and consult with participating hospitals and medical health care facilities and providers to the end that tumor cancer registries in such facilities may provide the most accurate data available and may otherwise operate in the best interest of the cancer patients being treated therein. The registry will provide:
  - (1) Quality control reports to assure the that computerized data utilized for statistical information and data compilation is are correct;

- (2) The most accurate and effective treatment, survival and comparative information available;
- (3) Educational information available from registry, morbidity and mortality statistics upon request of a professional staff;
- (4) Assistance to medical health care facilities by providing appropriate data and consultation to help the facilities meet the requirements for accreditation as a cancer treatment center, and to assist in the maintenance of such accreditation;
- (5) Confirmation of the reported or presumed deaths (including such causes of deaths) of cancer patients to assist medical health care facilities to more accurately assess patient survival and to conduct more efficient long-term follow-up of cancer patients.
- (6) Other information for the purpose of follow-up of a patient. This information is limited to the name of another facility or physician providing services to the patient, the date of last contact with the patient, and the vital status. A medical facility may provide to the registry abstracts on all cancer inpatient records and those cancer outpatient records the medical staff deems appropriate. The abstracts shall contain at least the following information:
- (1) Name, address, zip code, and county of residence of the patient;
- (2) Date of birth, race, and sex of the patient;
- (3) Date of original diagnosis;
- (4) Diagnoses, including primary site, extent of disease, basis of diagnosis and morphologic information;
- (5) Date of hospital admission, or first date of treatment as applies to outpatient treatment;
- (6) Date of hospital discharge or date of last contact with medical staff or date of death if death occurs during the abstracted inpatient stay;
- (7) Selected pertinent treatment information, including:
  - (A) dates of treatment;
  - (B) definitive and palliative surgical procedures;
  - (C) radiation treatment, including total radiation dosage, dosage (rads) per treatment, and sites of body treated;
  - (D) chemotherapy or hormone treatments, including names of drugs administered, ideal dosage and schedule of treatment;
  - (E) if no treatment given, the abstract shall indicate why no treatment was administered.

Abstracts shall be forwarded to the following address: Central Cancer Registry, N.C. Division of Statistics and Information Services, P.O. Box 27687, Raleigh, N.C. 27611-7687.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0106 RELEASE OF CENTRAL CANCER REGISTRY DATA FOR RESEARCH

- (a) The registry may release statistical data to any person or agency for the following purposes:
  - medical research or education;

- (2) epidemiological studies;
- (3) health education;
- (4) health planning or administration;
- (5) required statistical reports; and
- (6) other statistical reports by written request for research, information or education.
- (b) A medical researcher may request the release of clinical medical records from the registry by the submission of a written research proposal. to the registry containing the following information: This request must adhere to the requirements pertaining to release of medical records by the State Center for Health Statistics as defined by NCAC 26A .0002.
  - (1) purpose of the research;
  - (2) research design;
  - (3) proposed benefits to be derived from such research;
  - (4) a statement of compliance with all applicable state and federal requirements regarding the confidentiality of patient records; and
  - (5) if the research is to be credited toward a degree to the researcher, or if the research is being otherwise conducted by an institution of higher learning, the proposal shall contain a statement, signed by the dean of the school, or his designee, declaring that the proposed research is in compliance with all applicable research criteria of the institution.
- (c) The clinical medical records or reports of the individual patients may be disclosed to research staff for the purpose of medical research, provided that the registry has determined that:
  - (1) disclosure of this information is deemed necessary to accomplish the purposes of the research;
  - (2) the research warrants the risk to individual patients of the potential disclosure of their medical records; and
  - (3) adequate safeguards to protect the clinical medical records or identifying information are established or maintained
- (d) The registry shall provide regular reports of research activity and data released to the cancer committee of the North Carolina Medical Society. Where there exists the potential for direct patient contact, the registry shall consult with the chairman of the Committee on Cancer of the North Carolina Medical Society in before determining whether to release information for research as provided in Paragraphs (b) and(c) of this Rule. The registry shall forward the research proposal to the chairman for review. The chairman may forward the proposal to any or all members of the committee for comment.
- (e) Any copies of reports or records provided to the researcher by the registry shall be destroyed upon termination of the research:
- (f) Upon completion of the study, the researcher shall submit one copy of the completed research paper to the registry. The registry shall transmit the paper to the chairman of the cancer committee of the North Carolina Medical Society for review, to be returned to the registry for file. If the chairman deems the research to be of importance to the practicing physicians of the state, then the chairman may recommend with the concurrence of the researcher, the research agency or institution, that the abstract of the research paper be published in the "North Carolina Medical Journal."

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0107 CODING OF INCIDENCE REPORTS AND ABSTRACTS

The registry shall code the information contained in incidence reports, and shall accept abstracts that have been coded according to the current revision of the International Classification of Diseases (clinical modification).

Authority G.S. 130A-205; 130A-208 through 130A-213.

#### .0108 ASSISTANCE AND CONSULTATION FOR PUBLIC HEALTH WORK

- (a) The registry shall provide assistance and consultation for public health work.
- (b) The registry shall accept requests for assistance and consultation for any agency, facility or organization actively engaged in the effort to reduce the incidence of cancer, whether through direct service to or the education of cancer patients and their families, the public, or the medical health care professions.
- (c) The registry may accept requests from students requesting assistance with research projects in accordance with the provisions of .0806 .0106 of this Subchapter and the availability of staff time and resources.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### .0109 FAILURE TO REPORT

- (a) The registry shall monitor the reporting of health care facilities and providers on a quarterly basis. If a health care facility or provider has failed to report at least 90 percent of its cases within six months of diagnosis, the registry shall notify the facility or provider in writing of that fact and the facility or provider shall be given another 30 days to fulfill its reporting requirement.
- (b) If a facility or provider is out of compliance for two consecutive quarters and is not demonstrating progress toward becoming compliant, then the State Health Director shall direct the registry to collect the data and shall direct the facility or provider to reimburse the registry for all actual costs expended in order to obtain the data up to \$100 per case abstracted. The amount of the reimbursement shall include both travel expenses and the full cost of personnel time.
- (c) Facilities or providers may request the director of the registry for abstracting assistance at no cost to them. The decision as to what assistance will be provided shall be based on the following:
  - (1) Size of the facility. Any facility whose annual caseload exceeds 70 cases per year shall reimburse the registry for such assistance.
  - (2) Consistency of non-compliance.
  - (3) Staffing of the registry.
  - (4) <u>Duration of needed assistance</u>. The registry shall not provide long term abstracting assistance to any facility that has greater than 100 cases per year.
  - (5) The potential for compromising the registry's data

quality.

(6) Plans of the facility to reach compliance.

Authority G.S. 130A-205; 130A-208 through 130A-213; S.L. 1999-33 s. 1.

#### TITLE 19A - DEPARTMENT OF TRANSPORTATION

Notice is hereby given in accordance with G.S. 150B-21.2 that the NC Department of Transportation - Division of Motor Vehicles intends to amend the rule cited as 19A NCAC 03D .0802. Notice of Rule-making Proceedings was published in the Register on January 14, 2000.

Proposed Effective Date: April 1, 2001

Instructions on How to Demand a Public Hearing (must be requested in writing within 15 days of notice): A Demand for a Public Hearing must be made in writing and mailed to Emily Lee, NCDOT, 1501 Mail Service Center, Raleigh, NC 27699-1501.

Reason for Proposed Action: This Rule is proposed for amendment to correct U.S. Code of Federal Regulations citations and to add more explicit terminology to the existing rule.

Comment Procedures: Any interested person may submit written comments on the proposed rule by mailing the comments to Emily Lee, NCDOT, 1501 Mail Service Center, Raleigh, NC 27699-1501, by May 15, 2000.

Fiscal Impact

State Local

Sub. None

#### **CHAPTER 3 - DIVISION OF MOTOR VEHICLES**

**SUBCHAPTER 3D - ENFORCEMENT SECTION** 

#### SECTION .0800 - SAFETY RULES AND REGULATIONS

#### .0802 HAZARDOUS MATERIALS

- (a) The rules and regulations adopted by the U.S. Department of Transportation and the rules and regulations adopted by the U.S. Department of Transportation relating to hazardous materials (49 CFR Parts 170-185 170-190 formerly Parts 71-79 and amendments thereto) shall apply to all for-hire and all private motor carrier vehicles engaged in interstate commerce and or intrastate commerce over the highways of the State of North Carolina, whether common carriers, contract carriers or exempt carriers: Carolina.
- (b) The rules and regulations adopted by the U.S. Department of Transportation and the transportation of hazardous materials (49 CFR 170-185 170-190 and amendments thereto) shall also

apply to <u>all for-hire motor carriers</u> and all private motor carriers engaged in the transportation of hazardous waste and radioactive waste <u>materials</u> in interstate and <u>or</u> intrastate commerce over the highways of the State of North Carolina.

- (c) The rules and regulations adopted by the U.S. Department of Transportation and the rules and regulations adopted by the U.S. Department of Transportation relating to hazardous materials (49 CFR Parts 170-190 and amendments thereto) shall apply to all private motor carrier vehicles on the highways of the State of North Carolina used in commerce to transport passengers or cargo:
  - (1) if such vehicle has a gross vehicle weight rating of ten thousand pounds or more;
  - (2) if such vehicle is designed to transport more than ten passengers, including the driver; or
  - (3) if such vehicle is used in the transportation of materials found to be hazardous in accordance with the Hazardous Materials Transportation Act as amended in Title 49, Code of Federal Regulations.

(d)(c) All Code of Federal Regulations (CFR) Parts cited in this Section are incorporated herein by reference including any subsequent amendments. A copy of the CFR is available from the Office of Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 at a cost set by that office.

Authority G.S. 20-2; 20-381.

#### TITLE 25 - DEPARTMENT OF STATE PERSONNEL

Notice is hereby given in accordance with G.S. 150B-21.2 that the State Personnel Commission intends to adopt rule(s) cited as 25 NCAC 1C .0801-.0813. Notice of Rulemaking Proceedings was published in the Register on February 15, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 9:00 a.m. on May 10, 2000 at the Administration Building, Third Floor Conference Room, 116 West Jones St., Raleigh, NC 27603.

Reason for Proposed Action: Pursuant to Executive Order No. 155 and S.L. 1999-328 the above referenced rules were proposed to be adopted as temporary rules and were adopted as temporary rules effective January 19, 2000. These rules will demonstrate the State's leadership in reducing ground-ozone and motor vehicles emissions through policies and guidelines. This program would allow employees to work from their homes instead of driving to the traditional office, and could be an essential part of a plan to control the growth in vehicle miles traveled, reduce gasoline consumed and air pollution emitted.

Comment Procedures: Written comments may be submitted to Ms. Judith Bell, Office of State Personnel, 1333 Mail Service Center, Raleigh, NC 27699-1333. Oral comments will be received at the public hearing. Written comments must be

received no later than June 16, 2000.

**Fiscal Impact** 

State Local Sub. None

**CHAPTER 1 - OFFICE OF STATE PERSONNEL** 

#### **SUBCHAPTER 1C - PERSONNEL ADMINISTRATION**

#### **SECTION .0800 - REQUIREMENTS FOR** TELEWORKING PROGRAMS

#### .0801 **PURPOSE**

Pursuant to the mandate contained in G.S. 126- to apply the best methods of personnel administration as evolved in business and industry, the Office of State Personnel has established the following rules to provide guidance to agencies in developing teleworking programs. Given the widespread use of teleworking programs in the private sector, and the increasing frequency of teleworking programs in the public sector, it is necessary that guidelines be established by the Office of State Personnel so that teleworking may be offered by state agencies as a work options to ensure competitive advantages with other employers and to meet the environmental and budgetary challenges of the future as directed by the legislature and governor.

Authority G.S. 126-4; S.L. 1999-328.

#### .0802 **COVERED EMPLOYEES**

Teleworking is available as a work option in every agency and for every type of appointment, including permanent, temporary, contract, or time limited and whether full time or part time. However, the decision whether to allow a position or an employee to telework is wholly within management discretion and is not appealable to the State Personnel Commission.

Authority G.S. 126-4; S.L. 1999-328.

#### .0803 **DEFINITIONS OF TERMS**

For purposes of this rule, the terms below mean the following.

- Teleworking: a flexible work arrangement that allows an employee to work at home, on the road, or from another satellite location for all or part of their work week. If job responsibilities require it, the teleworker may be connected to the regular work location via computer or may simply maintain contact via phone or fax.
- <u>(2)</u> Teleworker: an employee who performs all or part of his job responsibilities away from the primary workstation pursuant to a teleworking arrangement.
- (3) Telecommutable Jobs: jobs, which have one or more responsibilities, which are location independent and measurable and could be performed from the primary workstation, home, or another work location.
- (4) Telework: those responsibilities which are performed from home or some other work location away from the primary workstation.

Authority G.S. 126-4; S.L. 1999-328.

#### .0804 OFFICE OF STATE PERSONNEL RESPONSIBILITIES

The Office of State Personnel will administer an office to provide guidance to State agencies developing teleworking programs and to monitor the savings provided by such programs. The Office shall:

- Provide coordination for the programs; (1)
- (2) Provide staff to the Teleworking Advisory Committee;
- (3) Conduct orientation for agency coordinators;
- (4) Train agency coordinators;
- (5) Review and approve any reports on the teleworking programs: and
- Compile, analyze, and report the impact of (6) teleworking programs in the State report.

Authority G.S. 126-4; S.L. 1999-328.

#### .0805 DESIGNATION OF TELEWORK JOBS AND

Each agency shall establish general agency policies and procedures which provide for the definition of telecommutable jobs/tasks.

- Each agency must identify jobs that are designated as (1) telecommutable and be responsible for providing documentation, evaluation, and analysis to support the selection of these jobs. A job should not be considered for teleworking if other positions are negatively impacted. However, a job may be considered if the incumbent employee is able to:
  - Meet internal agency and client needs while teleworking;
  - Set clear work objectives, with timelines and (b) clear expectations;
  - (c) Control and schedule work flow;
  - Set clearly defined tasks for teleworking days; (d)
  - Benefit from quiet or uninterrupted time; and (e)
  - Schedule face-to-face meetings on specified (f) days, to leave the other days free for teleworking.
- Possible teleworking tasks may include but are not (2) limited to the following: Analysis, auditing reports, batch work, calculating, computer programming, conducting business by phone, data entry, design work, dictating, drafting, editing, evaluations, field visits, graphics, maintaining data bases, preparing budgets, preparing/monitoring contracts, project management, reading, record keeping, research, sending/receiving E-mail, spreadsheet analysis, typing, word processing, writing, etc.

Authority G.S. 126-4; S.L. 1999-328.

DESIGNATION OF EXPECTED RESULTS OF .0806 TELEWORKING ARRANGEMENTS

- (a) Each agency shall establish agency policies and procedures that provide for the definition of expected results under a teleworking arrangement;
- (b) The agency shall follow the following guidelines when defining expected results of a teleworking arrangement:
  - (1) Each agency shall establish measurable performance standards which are results-oriented and which describe quantity and quality of work.
  - (2) Each employee selected for participation in the teleworking program will be expected to meet the established responsibilities of the position.

    Teleworking does not affect the established responsibilities of the position.
  - (3) The manager, in approving the teleworking arrangement, is responsible for determining the expected results for the agreed upon work arrangement. These results should be discussed and agreed to by the teleworker, supervisor, and manager prior to the dates for the teleworking and should be put in writing for the teleworker and the manager. The teleworker's direct supervisor should be involved in the decision process since any work done by the teleworker must be within the framework of the current assignment.

Authority G.S. 126-4; S.L. 1999-328.

#### .0807 DESIGNATION OF AN AGENCY TELEWORKING COORDINATOR

Each participating agency will select an Agency Teleworking Coordinator to be responsible for overall program organization and analysis. The Agency Coordinator shall:

- (1) Provide oversight for the agency teleworking program.
- (2) Arrange briefing to educate management about the teleworking program. The Office of State Personnel will provide a briefing about teleworking in general, if desired.
- (3) Work with agency management to determine the parameters of the agency teleworking programs.
- (4) <u>Distribute survey before telecommuting is implemented to participating supervisors and teleworkers to be completed and returned to the Agency Teleworking Coordinator prior to the training.</u>
- (5) Provide training of teleworker/supervisor teams.

  During the training, teleworkers and their supervisors

  will develop the terms of the teleworking

  arrangement which will be in writing and signed by

  both the employee and the supervisors.
- (6) Meet with teleworkings participants in periodic focus groups to learn of their experiences and to address problems and suggest resolutions if necessary.
- (7) After a position has been designated teleworking for six months, issue a survey to supervisors, teleworkers and related non-teleworkers.
- (8) Meet with upper management to discuss survey results, recommend program revision, and identify program expansion opportunities within the agency.

Authority G.S. 126-4; S.L. 1999-328.

#### .0808 DESIGNATION OF EMPLOYEES FOR TELEWORK ARRANGEMENT

Each participating agency will identify selection criteria for employees. Each agency has the authority to determine which employees under its supervision meet the agency standard for selection. These standards, which are necessary for a successful teleworking arrangement, shall include that the employee:

- (1) <u>Is able to work independently; requires minimal</u> supervision;
- (2) Requires minimal face-to-face interaction while teleworking;
- (3) Has a high level of job knowledge and skill;
- (4) <u>ls results oriented; comfortable setting priorities and deadlines;</u>
- (5) Has demonstrated a high level of productivity;
- (6) Has a history of reliability;
- (7) <u>Has a full understanding of the operations of the office and the specific requirements of the telecommutable job;</u>
- (8) Keeps supervisor informed of progress and/or problems;
- (9) Knows who can make what decisions;
- (10) Trusts the supervisor;
- (11) Functions at good or above level;
- (12) Has a safe and adequate work site free from interruptions and secure;
- (13) Prefers the home environment at least some of the time; and
- (14) <u>Understands that teleworking is a work option granted</u>
  by management; and is willing to sign a written summary of the terms of teleworking arrangement.

Authority G.S. 126-4; S.L. 1999-328.

#### .0809 DESIGNATION OF EMPLOYEES FOR TELEWORK ARRANGEMENT

Each participating agency will identify selection criteria for supervisors. Each agency has the authority to determine which employees under its supervision meet the agency standard for selection. These standards, which are necessary for a successful teleworking arrangement, shall include that the supervisor:

- (1) Trusts employees to do their jobs without constant face-to-face supervision;
- (2) <u>Has a results-oriented management style and establishes clear, measurable objectives and desired results;</u>
- (3) Is flexible, allowing new approaches and solutions, and is open to ideas from employees;
- (4) Keeps an open, positive attitude toward teleworking;
- (5) Provides timely and constructive feedback; and
- (6) Facilitates open communication among the members of the team, including the supervisor, teleworker, coworkers and support staff.

Authority G.S. 126-4; S. L. 1999-328.

#### .0810 DESIGNATION OF EMPLOYEES FOR TELEWORK ARRANGEMENT

Each participating agency will provide for the orientation and training of all teleworkers and supervisors. All participants in a teleworking arrangement will attend orientation and training sessions provided by the State and the agency. The orientation sessions will introduce them to teleworking and instruct them on factors that will assure the success of this effort. Training will be provided to enhance the teleworking experience by preparing teleworkers and supervisors to discern and resolve the key issues which may be involved in their new working relationship.

Authority G.S. 126-4; S.L. 1999-328.

#### .0811 TERMS OF AGENCY TELEWORKING POLICY OR GUIDELINES

Each agency shall develop a policy or set of guidelines, which are reflective of agency-specific policies and include them, in addition to the State policies. An agency's teleworking policy will address these areas, in addition to any areas which are of specific concern to the agency:

- (1) Management Option Offering the opportunity to work at home is a management option; teleworking is not a universal employee benefit. Any teleworking situation is voluntary for the employee and at the discretion of management and/or the employee's supervisor.
- (2) <u>Conditions of Employment The teleworker's conditions of employment with the State remain the same as for non-teleworking employees.</u>
- (3) Salaries Benefits, leaves and state sponsored insurance will not change as a result of teleworking.
- (4) Safety and Liability Since the employee's home work space is an extension of the agency work space, the State's liability for job-related accidents will continue to exist during the employee's approved work hours and the employee's designated work location. It is the employee's responsibility to maintain a safe, ergonomically correct home workplace. The agency should be satisfied that the employee's home work site conforms to its safety standards. This may include inspections by the agency of the employee's home work site as necessary. The agency's teleworking policy should also consider issues such as insurance coverage of equipment located away from the office.
- (5) Office Supplies Office supplies will be provided by the State and should be obtained during the teleworker's in-office work period. Out-of-pocket expenses for supplies normally available in the office will not be reimbursed. The State will not provide office furniture.
- (6) Security To insure hardware and software security, all software used for teleworking must be approved by the supervisor and manager before installation.

  Restricted-access or confidential information shall not be taken out of the office or accessed through the computer unless approved in the teleworking

agreement.

- (7) Work Hours The teleworking agreement shall establish working hours. Any existing policies covering flexible hours can be extended to teleworkers. Any changes to the employee's approved work hours shall be reviewed and approved by the supervisor and manager in advance. While teleworking, the employee should stay reasonably available via telephone during agreed-upon work hours.
- (8) Equipment and Software- The agency's teleworking policy or the individual teleworking arrangement shall define what equipment/software, if any, will be provided by the State, and how this will be determined. The agency policy or the individual teleworking arrangement shall define liability, technical support availability and the procedure for servicing equipment. It should also specify any requirements for number of phone lines, voice mail, business lines and address long distance calls. If the teleworker supplies the equipment/software, the State does not assume liability for loss, damage or wear unless otherwise agreed to in writing. Any State equipment/software used in the home office may not be used for personal purposes, and must be returned immediately upon termination of the teleworking agreement.
- (9) Dependent Care Teleworking is not a substitute for dependent care. The teleworking arrangement shall define expectations regarding care of dependents on teleworking days. It should be noted that having a dependent in the home while teleworking on any given occasion may or may not affect an employee's ability to work, but the expectations regarding the presence of dependents shall be clearly addressed in the agency policy or the individual teleworking arrangement.
- (10) Measures All teleworkers and their supervisors shall participate in studies and surveys when necessary to evaluate the effectiveness and efficiency of the teleworking program.
- (11) Training All potential teleworkers and their supervisors shall attend a training session covering the State's and agency's teleworking policies, as well as the benefits and drawbacks of teleworking. This training shall take place prior to the implementation of a teleworking agreement.

Authority G.S. 126-4; S.L. 1999-328.

#### .0812 DESIGNATION OF TERMS OF TELEWORKING ARRANGEMENTS

All teleworking arrangements shall memorialize in writing the mutual teleworking responsibilities of the participants in the arrangement. Each participant in a teleworking arrangement, employees, supervisors and managers, must sign the document which contains the terms of the teleworking arrangement. At a

minimum, the document shall define the parameters of the teleworking arrangement and shall include and address all policy areas listed in 25 NCAC 1H .0811

- (1) Employees participating in a teleworking arrangement shall agree to:
  - (a) Be evaluated according to clear and measurable performance standards;
  - (b) Attend training;
  - (c) Abide by written summary of the teleworking arrangement; and
  - (d) Participate in surveys and focus groups.
- (2) <u>Supervisors</u> participating in a teleworking arrangement shall:
  - (a) Attend orientation sessions for managers and supervisors;
  - (b) Establish clear and measurable performance standards;
  - (c) Attend training sessions;
  - (d) Abide by a Teleworking Agreement; and
  - (e) Participate in surveys, focus groups, and

#### evaluation.

Authority G.S. 126-4; S.L. 1999-328.

#### .0813 CANCELLATION OF TELEWORKING ARRANGEMENT

- (a) <u>Due to the voluntary nature of the program, teleworkers and/or management have the right to terminate the teleworking arrangement at any time.</u> Although teleworking is not an <u>employee entitlement or right, termination of employees from a teleworking program must be done in writing and with appropriate notice except in emergency situations.</u>
- (b) <u>Termination of a teleworking arrangement by management is not a grievable issue under personnel policies</u>. An employee who terminates a teleworking arrangement cannot be subjected to disciplinary action.

Authority G.S. 126-4; S.L. 1999-328.

This Section includes temporary rules reviewed by the Codifier of Rules and entered in the North Carolina Administrative Code and includes, from time to time, a listing of temporary rules that have expired. See G.S. 150B-21.1 and 26 NCAC 2C .0500 for adoption and filing requirements. Pursuant to G.S. 150B-21.1(e), publication of a temporary rule in the North Carolina Register serves as a notice of rule-making proceedings unless this notice has been previously published by the agency.

#### **TITLE 13 - DEPARTMENT OF LABOR**

Rule-making Agency: North Carolina Department of Labor

Rule Citation: 13 NCAC 7A .0302

Effective Date: March 30, 2000

Findings Reviewed and Disapproved by: Beecher R. Gray - Insufficient evidence to demonstrate that temporary rule is justified to meet a serious and unforseen threat to public health, safety, or welfare.

Authority for the rule-making: G.S. 95-126; 95-131

Reason for Proposed Action: RRC staff has indicated that it will recommend that the RRC object to the amendments to the blasting standard unless: (1) included within the blasting standard text itself is the information regarding location and costs of obtaining copies of materials incorporated by reference, or (2) there is a separate rule-making with notice and public hearing with regard to inclusion of the location and cost information in the OSH "copies of incorporated materials" rule, 13 NCAC 7A.0302, or (3) the location and cost information has been included in 13 NCAC 7A.0302 pursuant to Chapter 150B prior to the RRC's consideration of the blasting standard amendments. OAH staff has concurred. RRC staff and OAH staff are in agreement that a technical correction pursuant to G.S. 150B-21.5 is not permissible. This temporary rule is being adopted, therefore, in order to ensure that the location and cost information is included in 13 NCAC 7A.0302 prior to consideration of the blasting standard amendments by RRC. Adoption of the blasting standard amendments now is critical because experience and changes in technology, terminology, safety practices and procedures have reached a point at which failure to act could result in serious injury or death of workers, serious property damage or injury to members of the public.

**Comment Procedures:** Written comments may be submitted to Angela S. Waldorf at North Carolina Department of Labor, 4 West Edenton St., Raleigh, NC 27601.

#### CHAPTER 7 - OFFICE OF OCCUPATIONAL SAFETY AND HEALTH

#### SUBCHAPTER 7A - GENERAL RULES AND OPERATIONAL PROCEDURES

#### **SECTION .0300 - PROCEDURES**

#### .0302 COPIES AVAILABLE

Copies of the applicable Code of Federal Regulations (CFR) Parts or sections and industry standards referred to in this Chapter are available for public inspection by contacting the North Carolina Department of Labor (NCDOL), Division of Occupational Safety and Health or the NCDOL Library. The following table provides acquisition locations and the costs of the applicable materials on the date this Rule was adopted:

Referenced Materials	Available for Purchase From	Cost
29 CFR 1903; 29 CFR 1904; 29 CFR 1905; 29 CFR 1908; 29 CFR 1913.10	Division of Occupational Safety & Health <a href="http://www.dol.state.nc.us/">http://www.dol.state.nc.us/</a>	\$1/page requested
29 CFR 1910	Division of Occupational Safety & Health http://www.dol.state.nc.us/	\$15.90 each

#### **TEMPORARY RULES**

29 CFR 1915; 29 CFR 1917	Division of Occupational Safety & Health <a href="http://www.dol.state.nc.us/">http://www.dol.state.nc.us/</a>	Single copy: Free
29 CFR 1926	Division of Occupational Safety & Health <a href="http://www.dol.state.nc.us/">http://www.dol.state.nc.us/</a>	\$12.72 each
29 CFR 1928	Division of Occupational Safety & Health <a href="http://www.dol.state.nc.us/">http://www.dol.state.nc.us/</a>	Single copy: Free
The above CFR Parts and other CFR Parts	U.S. Government Printing Office Washington, D.C. 20402 (202) 512-1800 http://www.gpo.gov/	\$34.00/Part
ANSI/NFPA 101-1991	National Fire Protection Association 1 Batterymarch Park Quincy, Massachusetts 02269 (617) 770-3000 <a href="http://www.nfpa.org/">http://www.nfpa.org/</a>	\$44.50 each
ANSI standards	American National Standards Institute 11 West 42 <sup>nd</sup> Street New York, New York 10036 (212) 642-4900 <a href="http://www.ansi.org/">http://www.ansi.org/</a>	B30.9: \$100 Z9.2: \$ 55 Z41.1: \$ 40 Z87.1: \$ 35 Z88.2: \$ 50 Z89.2: \$ 35 Z229.1: \$ 45
Federal Specification QQ-P-416	Federal Supply Services Specification Section 470 East L'Enfant Plaza SW, Suite 8100 Washington, DC 20407 (202) 619-8925 http://www.gsa.gov/fssintro.htm	\$ 7.00 each
Schedule 30 Bureau of Mines	24 FR 245 pages 10210-10204, December 17, 1959 or Division of Occupational Safety & Health <a href="http://www.msha.gov/">http://www.msha.gov/</a>	\$1.00/page requested
Institute of Makers of Explosives (IME) Publications	1120 Nineteenth St. NW, Suite 310 Washington, DC 20036 (202) 429-9280 http://www.ime.org	No. 17 \$9.00 No. 20 \$4.50 No. 22 \$6.00

History Note:

Authority G.S. 95-133; 150B-21.6;

Eff. August 2, 1993;

Amended Eff. July 1, 1998; June 1, 1994;

Codifier determined that agency's findings of need did not meet criteria for temporary rule on March 20, 2000;

Temporary Amendment Eff. March 30, 2000.

#### TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Rule-making Agency: NC Marine Fisheries Commission

Rule Citation: 15A NCAC 31 .0101, .0112; 3J .0209; 3M

0201, .0503, .0513; 3O .0501-.0506; 3Q .0107

Temporary Effective Date: May 1, 2000

Findings Reviewed and Approved by: Beecher R. Gray

**Authority for the rule-making:** G.S. 113-132; 113-134; 113-182; 113-221; 143B-289.52

Proposed Effective Date for Permanent Rule: April 1, 2001

Public Hearings will be conducted at 7:00 p.m. on May 3, 2000 at the Comfort Inn South Oceanfront, 8031 Old Oregon Inlet Road, Nags Head; May 15, 2000 at the Dept. of Environment &

Natural Resources, 127 Cardinal Drive Ext., Wilmington; May 16, 2000 at the Duke University Marine Lab Auditorium, Pivers Island, Beaufort; May 25, 2000 at the Gateway Convention Center, Rocky Mount. Oral presentation lengths may be limited, depending on the number of people that wish to speak at the public hearings.

#### Reason for Proposed Action:

15A NCAC 31.0101,.0112; 3M.0201,.0503; 3O.0501-.0506-The Fisheries Reform Act of 1997 and its amendments (House Bill 1448) requires a complete review of the Marine Fisheries Laws. G.S. 113-169.1, as adopted, authorizes the Marine Fisheries Commission to adopt permits and establish fees.

15A NCAC 3J.0209; 3M.0513 - The Fisheries Reform Act of 1997 and its amendments (House Bill 1448) required a complete review of the procedures for management of fisheries in North Carolina. Included were requirements for Fishery Management Plans. This amendment is a necessary temporary management measure for the completed River Herring Fishery Management Plan. Section 5.3 states "This act constitutes a recent act of the General Assembly within the meaning of G.S. 150B-21.1".

15A NCAC 3Q.0107 - The Fisheries Reform Act of 1997 and its amendments (House Bill 1448) requires a complete review and in most cases, a rewrite of the Marine Fisheries Laws. These revisions include separation of gear and limits for commercial license holders and recreational commercial gear license holders.

Comment Procedures: Written comments are encouraged and may be submitted to the MFC, Juanita Gaskill, PO Box 769, Morehead City, NC 28557. Oral comments may be presented at the four scheduled public hearings The public comment period will end on June 15, 2000.

#### Fiscal Impact

State Local

Sub. None

#### **CHAPTER 3 - MARINE FISHERIES**

#### **SUBCHAPTER 3I - GENERAL RULES**

#### **SECTION .0100 - GENERAL RULES**

#### .0101 DEFINITIONS

- (a) All definitions set out in G.S. 113, Subchapter IV apply to this Chapter.
- (b) The following additional terms are hereby defined:
  - (1) Commercial Fishing Equipment or Gear. All fishing equipment used in coastal fishing waters except:
    - (A) Seines less than 30 feet in length;
    - (B) Collapsible crab traps, a trap used for taking crabs with the largest open dimension no larger than 18 inches and that by design is collapsed at all times when in the water, except when it is being retrieved from or lowered to the bottom;
    - (C) Spears, Hawaiian slings or similar devices

- which propel pointed implements by mechanical means, including elastic tubing or bands, pressurized gas or similar means;
- (D) A dip net having a handle not more than eight feet in length and a hoop or frame to which the net is attached not exceeding 60 inches along the perimeter;
- (E) Hook-and-line and bait-and-line equipment other than multiple-hook or multiple-bait trotline;
- (F) A landing net used to assist in taking fish when the initial and primary method of taking is by the use of hook and line; and
- (G) Cast Nets;
- (H) Gigs or other pointed implements which are propelled by hand, whether or not the implement remains in the hand; and
- (I) Up to two minnow traps.
- (2) Fixed or stationary net. A net anchored or staked to the bottom, or some structure attached to the bottom, at both ends of the net.
- (3) Mesh Length. The diagonal distance from the inside of one knot to the outside of the other knot, when the net is stretched hand-tight.
- (4) Possess. Any actual or constructive holding whether under claim of ownership or not.
- (5) Transport. Ship, carry, or cause to be carried or moved by public or private carrier by land, sea, or air.
- (6) Use. Employ, set, operate, or permit to be operated or employed.
- (7) Purse Gill Nets. Any gill net used to encircle fish when the net is closed by the use of a purse line through rings located along the top or bottom line or elsewhere on such net.
- (8) Gill Net. A net set vertically in the water to capture fish by entanglement by the gills in its mesh as a result of net design, construction, mesh size, webbing diameter or method in which it is used.
- (9) Seine. A net set vertically in the water and pulled by hand or power to capture fish by encirclement and confining fish within itself or against another net, the shore or bank as a result of net design, construction, mesh size, webbing diameter, or method in which it is used.
- (10) Internal Coastal Waters or Internal Waters. All coastal fishing waters except the Atlantic Ocean.
- (11) Channel Net. A net used to take shrimp which is anchored or attached to the bottom at both ends or with one end anchored or attached to the bottom and the other end attached to a boat.
- (12) Dredge. A device towed by engine power consisting of a frame, tooth bar or smooth bar, and catchbag used in the harvest of oysters, clams, crabs, scallops, or conchs.
- (13) Mechanical methods for clamming. Includes, but not limited to, dredges, hydraulic clam dredges, stick rakes and other rakes when towed by engine power, patent tongs, kicking with propellers or deflector

- plates with or without trawls, and any other method that utilizes mechanical means to harvest clams.
- (14) Mechanical methods for oystering. Includes, but not limited to, dredges, patent tongs, stick rakes and other rakes when towed by engine power and any other method that utilizes mechanical means to harvest oysters.
- (15) Depuration. Purification or the removal of adulteration from live oysters, clams, and mussels by any natural or artificially controlled means.
- (16) Peeler Crab. A blue crab that has a soft shell developing under a hard shell and having a definite pink, white, or red line or rim on the outer edge of the back fin or flipper.
- (17) Length of finfish.
  - (A) Total length is determined by measuring along a straight line the distance from the tip of the snout with the mouth closed to the tip of the compressed caudal (tail) fin.
  - (B) Fork length is determined by measuring along a straight line the distance from the tip of the snout with the mouth closed to the middle of the fork in the caudal (tail) fin.
  - (C) Fork length for billfish is measured from the tip of the lower jaw to the middle of the fork of the caudal (tail) fin.
- (18) Licensee. Any person holding a valid license from the Department to take or deal in marine fisheries resources.
- (19) Aquaculture operation. An operation that produces artificially propagated stocks of marine or estuarine resources or obtains such stocks from authorized sources for the purpose of rearing in a controlled environment. A controlled environment provides and maintains throughout the rearing process one or more of the following: predator protection, food, water circulation, salinity, or temperature controls utilizing proven technology not found in the natural environment.
- (20) Critical habitat areas. The fragile estuarine and marine areas that support juvenile and adult populations of economically important seafood species, as well as forage species important in the food chain. Critical habitats include nursery areas, beds of submerged aquatic vegetation, shellfish producing areas, anadromous fish spawning and anadromous fish nursery areas, in all coastal fishing waters as determined through marine and estuarine survey sampling. Critical habitats are vital for portions, or the entire life cycle, including the early growth and development of important seafood species.
  - (A) Beds of submerged aquatic vegetation are those habitats in public trust and estuarine waters vegetated with one or more species of submerged vegetation such as eelgrass (Zostera marina), shoalgrass (Halodule wrightii) and widgeongrass (Ruppia maritima). These vegetation beds occur in both subtidal and

- intertidal zones and may occur in isolated patches or cover extensive areas. In either case, the bed is defined by the presence of above-ground leaves or the below-ground rhizomes and propagules together with the sediment on which the plants grow. In defining beds of submerged aquatic vegetation, the Marine Fisheries Commission recognizes the Aquatic Weed Control Act of 1991 (G.S. 113A-220 et. seq.) and does not intend the submerged aquatic vegetation definition and its implementing rules to apply to or conflict with the non-development control activities authorized by that Act.
- (B) Shellfish producing habitats are those areas in which economically important shellfish, such as, but not limited to clams, oysters, scallops, mussels, and whelks, whether historically or currently, reproduce and survive because of such favorable conditions as bottom type, salinity, currents, cover, and cultch. Included are those shellfish producing areas closed to shellfish harvest due to pollution.
- (C) Anadromous fish spawning areas are defined as those areas where evidence of spawning of anadromous fish has been documented by direct observation of spawning, capture of running ripe females, or capture of eggs or early larvae.
- (D) Anadromous fish nursery areas are defined as those areas in the riverine and estuarine systems utilized by post-larval and later juvenile anadromous fish.
- (21) Intertidal Oyster Bed. A formation, regardless of size or shape, formed of shell and live oysters of varying density.
- (22) North Carolina Trip Ticket. Multiple-part form provided by the Department to fish dealers who are required to record and report transactions on such forms.
- (23) Transaction. Act of doing business such that fish are sold, offered for sale, exchanged, bartered, distributed or landed. The point of landing shall be considered a transaction when the fisherman is the fish dealer.
- (24) Live rock. Living marine organisms or an assemblage thereof attached to a hard substrate including dead coral or rock (excluding mollusk shells). For example, such living marine organisms associated with hard bottoms, banks, reefs, and live rock may include, but are not limited to:
  - (A) Animals:
    - (i) Sponges (Phylum Porifera);
    - (ii) Hard and Soft Corals, Sea Anemones (Phylum Cnidaria):
      - (I) Fire corals (Class Hydrozoa);
      - (11) Gorgonians, whip corals, sea pansies, anemones, Solenastrea (Class Anthozoa);

- (iii) Bryozoans (Phylum Bryozoa);
- (iv) Tube Worms (Phylum Annelida):
  - (I) Fan worms (Sabellidae);
  - (II) Feather duster and Christmas tree worms (Serpulidae);
  - (III) Sand castle worms (Sabellaridae).
- (v) Mussel banks (Phylum Mollusca:Gastropoda);
- (vi) Colonial barnacles (Arthropoda: Crustacea: Megabalanus sp.).
- (B) Plants:
  - (i) Coralline algae (Division Rhodophyta);
  - (ii) Acetabularia sp., Udotea sp., Halimeda sp., Caulerpa sp. (Division Chlorophyta);
  - (iii) Sargassum sp., Dictyopteris sp., Zonaria sp. (Division Phaeophyta).
- (25) Coral:
  - (A) Fire corals and hydrocorals (Class Hydrozoa);
  - (B) Stony corals and black corals (Class Anthozoa, Subclass Scleractinia);
  - (C) Octocorals; Gorgonian corals (Class Anthozoa, Subclass Octocorallia):
    - (i) Sea fans (Gorgonia sp.);
    - (ii) Sea whips (Leptogorgia sp. and Lophogorgia sp.);
    - (iii) Sea pansies (Renilla sp.).
- (26) Shellfish production on leases and franchises:
  - (A) The culture of oysters, clams, scallops, and mussels, on shellfish leases and franchises from a sublegal harvest size to a marketable size.
  - (B) The transplanting (relay) of oysters, clams, scallops and mussels from designated areas closed due to pollution to shellfish leases and franchises in open waters and the natural cleansing of those shellfish.
- (27) Shellfish marketing from leases and franchises. The harvest of oysters, clams, scallops, mussels, from privately held shellfish bottoms and lawful sale of those shellfish to the public at large or to a licensed shellfish dealer.
- (28) Shellfish planting effort on leases and franchises. The process of obtaining authorized cultch materials, seed shellfish, and polluted shellfish stocks and the placement of those materials on privately held shellfish bottoms for increased shellfish production.
- (29) Pound Net. A fish trap consisting of a holding pen, one or more enclosures, and a lead or leaders. The lead(s), enclosures, and holding pen are not conical, nor are they supported by hoops or frames.
- (30) Educational Institution. A college, university or community college accredited by a regional accrediting institution.
- (31) Long Haul Operations. A seine towed between two boats.
- (32) Swipe Net Operations. A seine towed by one boat.

- (33) Bunt Net. The last encircling net of a long haul or swipe net operation constructed of small mesh webbing. The bunt net is used to form a pen or pound from which the catch is dipped or bailed.
- (34) Responsible party. Person who coordinates, supervises or otherwise directs operations of a business entity, such as a corporate officer or executive level supervisor of business operations and the person responsible for use of the issued license in compliance with applicable laws and rules.
- (35) New fish dealer. Any fish dealer making application for a fish dealer license who did not possess a valid dealer license for the previous license year in that name. For purposes of license issuance, adding new categories to an existing fish dealers license does not constitute a new dealer.
- (36) Tournament Organizer. The person who coordinates, supervises or otherwise directs a recreational fishing tournament and is the holder of the Recreational Fishing Tournament License.
- (37) Holder. A person who has been lawfully issued in their name a license, permit, franchise, lease, or assignment.
- (38) Recreational Purpose. A fishing activity has a recreational purpose if it is not a commercial fishing operation as defined in G.S. 113-168.
- (39) Recreational Possession Limit. Includes, but is not limited to, restrictions on size, quantity, season, time period, area, means, and methods where take or possession is for a recreational purpose.
- (40) Attended. Being in a vessel, in the water or on the shore immediately adjacent to the gear and immediately available to work the gear and within 100 yards of any gear in use by that person at all times. Attended does not include being in a building or structure.
- (41) Commercial Quota. Total quantity of fish allocated for harvest taken by commercial fishing operations.
- (42) Recreational Quota. Total quantity of fish allocated for harvest taken for a recreational purpose.
- (43) Office of the Division. Physical locations of the Division conducting license transactions in the cities of Wilmington, Washington, Morehead City, Columbia, Wanchese and Elizabeth City, North Carolina. Other businesses or entities designated by the Secretary to issue Recreational Commercial Gear Licenses are not considered Offices of the Division.
- (44) Land:
  - (A) For purposes of trip tickets, when fish reach a licensed seafood dealer, or where the fisherman is the dealer, when the fish reaches the shore or a structure connected to the shore.
  - (B) For commercial fishing operations, when fish reach the shore or a structure connected to the shore.
  - (C) For recreational fishing operations, when fish are retained in possession by the fisherman.
- (45) Master. Captain of a vessel or one who commands

- and has control, authority, or power over a vessel.
- (46) Regular Closed Oyster Season. The regular closed oyster season occurs from May 15 through October 15, unless amended by the Fisheries Director through proclamation authority.
- (47) Assignment. Temporary transferral to another person of privileges under a license for which assignment is permitted. The person assigning the license delegates the privileges permitted under the license to be exercised by the assignee, but retains the power to revoke the assignment at any time, is still the responsible party for the license.
- (48) Transfer. Permanent transferral to another person of privileges under a license for which transfer is permitted. The person transferring the license retains no rights or interest under the license transferred.
- (49) Designee. Any person who is under the direct control of the permittee or who is employed by or under contract to the permittee for the purposes authorized by the permit.

History Note: Authority G.S. 113-134; 113-169.1; 113-169.3; 113-182; 143B-289.52;

Eff. January 1, 1991;

Amended Eff. March 1, 1995; March 1, 1994; October 1, 1993; July 1, 1993;

Recodified from 15A NCAC 31.0001 Eff. December 17, 1996; Amended Eff. April 1, 1999; August 1, 1998; April 1, 1997; Temporary Amendment Eff. August 1, 1999; July 1, 1999; <u>Femporary Amendment Eff. May 1, 2000.</u>

#### .0112 SPECIAL PERMIT REQUIRED FOR SPECIFIC MANAGEMENT PURPOSES

The Fisheries Director may, by proclamation, require that licensees obtain a special permit and keep such records and accounts as may be reasonably required for participation in a fishery. It is unlawful for any licensee to refuse or to fail to keep such records and accounts as may be required.

History Note: Authority G.S. 113-134; 113-170.3; 113-182; 113-221; 143B-289.52;

Eff. January 1, 1991;

Recodified from 15A NCAC 31.0012 Eff. December 17, 1996; Temporary Repeal Eff. May 1, 2000.

#### SUBCHAPTER 3J - NETS, POTS, DREDGES, AND OTHER FISHING DEVICES

#### **SECTION .0200 - NET RULES, SPECIFIC AREAS**

#### .0209 ALBEMARLE SOUND/CHOWAN RIVER HERRING MANAGEMENT AREAS

(a) Defined areas:

(1) The Albemarle Sound Herring Management Area is defined as Albemarle Sound and all its joint water tributaries; Currituck Sound; Roanoke and Croatan sounds and all their joint water tributaries, including Oregon Inlet, north of a line from Roanoke Marshes

- Point 35° 48' 12" N 75° 43' 06" W, running 122° (M) across to the north point of Eagles Nest Bay 35° 44' 12" N 75° 31' 09" W.
- (2) The Chowan River Herring Management Area is defined as that area northwest of a line from Black Walnut Point 36° 00' 00" N 76° 41' 00" W; running 040° (M) to Reedy Point 36° 02' 12" N 76° 39' 20" W, to the North Carolina/Virginia state line; including the Meherrin River.
- (b) Effective January 1, 2001, it is unlawful to use drift gill nets with stretched mesh less than three inches from January 1 through May 15.

History Note: Authority G.S. 113-134; 113-182; 143B-289.52;

Temporary Adoption Eff. May 1, 2000.

#### **SUBCHAPTER 3M - FINFISH**

#### **SECTION .0200 - STRIPED BASS**

#### .0201 GENERAL

- (a) Striped bass is defined as striped bass (Morone saxatilis) and its hybrids taken in coastal and joint waters.
- (b) Hook-and-line fishing equipment is not commercial fishing equipment in the striped bass fishery. It is unlawful to sell or purchase striped bass taken by hook-and-line. Striped bass taken legally with hook-and-line may be possessed and transported.
- (c) It is unlawful to possess striped bass imported from other states less than 18 inches long (total length).
- (d) It is unlawful to import, buy, sell, transport, offer to buy or sell, or possess striped bass except:
  - (1) During the open season in internal coastal waters established in 15A NCAC 3M .0202;
  - (2) During any open season established for the Atlantic Ocean in 15A NCAC 3M .0204; or
  - (3) During any open season of another state without possession of the following:
    - (A) An importation permit issued by the North Carolina Division of Marine Fisheries;
    - (A) (B) A bill of lading as described in 15A NCAC 30 .0104;
    - (B) (C) A numbered, state-issued tag from the State of origin affixed through the mouth and gill cover. This tag must remain affixed until processed for consumption by the consumer.

History Note: Authority G.S. 113-134; 113-182; 143B-289.52;

Eff. January 1, 1991;

Amended Eff. March 1, 1994; September 1, 1991; Temporary Amendment Eff. May 1, 2000.

#### **SECTION .0500 - OTHER FINFISH**

#### .0503 FLOUNDER

(a) It is unlawful to possess flounder:

- Less than 13 inches total length taken from internal (1)
- Less than 14 inches total length taken from the (2) Atlantic Ocean in a commercial fishing operation;
- Less than 15 inches total length taken from the Atlantic Ocean for recreational purposes.
- (b) From October 1 through April 30, it shall be unlawful to use a trawl in the Atlantic Ocean within three miles of the ocean beach from the North Carolina/Virginia state line (35° 33' N) to Cape Lookout (34° 36' N) unless each trawl has a mesh length of 5 1/2 inches or larger diamond mesh (stretched) or 6 inches or larger square mesh (stretched) applied throughout the body, extension(s) and the cod end (tailbag) of the net except as provided in Paragraphs (h) and (i) of this Rule.
  - (c) License to Land Flounder from the Atlantic Ocean:
    - It is unlawful to land more than 100 pounds per trip of flounder taken from the Atlantic Ocean unless the owner of the vessel or in the case of Land or Sell Licenses, the responsible party, has been issued a License to Land Flounder from the Atlantic Ocean and the vessel in use is the vessel specified on the License to Land Flounder from the Atlantic Ocean.
    - (2) It is unlawful for a fish dealer to purchase or offload more than 100 pounds of flounder taken from the Atlantic Ocean by a vessel whose owner, or in the case of Land or Sell Licenses, the responsible party, has not first procured a valid North Carolina License to Land Flounder from the Atlantic Ocean and the vessel in use is the vessel specified on the License to Land Flounder from the Atlantic Ocean.
    - (3) It is unlawful for any person to land flounder from the Atlantic Ocean under a License to Land Flounder from the Atlantic Ocean unless that person is the holder of the license or the master designated on the license.
    - (4) It is unlawful for any individual to land flounder from the Atlantic Ocean without having ready at hand for inspection a valid License to Land Flounder from the Atlantic Ocean, except as specified in Subparagraph (c)(1) of this Rule.
- (d) All fish dealer transactions in flounder landed from the Atlantic Ocean must be conducted in accordance with the Atlantic Ocean Flounder Dealer Permits in 15A NCAC 3O .0503 and related rules in 15A NCAC 3O .0500.
- (e) (d) It is unlawful to transfer flounder taken from the Atlantic Ocean from one vessel to another.
- (f) (e) It is unlawful to possess more than eight flounder per person per day taken for recreational purposes from the Atlantic
- (g) (f) Tailbag liners of any mesh size, the multiple use of two or more cod ends, or other netting material that in any way could restrict the legal size mesh shall not be used or possessed on the deck of a vessel in the Atlantic Ocean from October 1 through April 30 from the North Carolina/Virginia state line (36° 33' N) to Cape Lookout (34° 36' N).
- (h) (g) Trawls with a cod end mesh size smaller than described in Paragraph (b) of this Rule may be used or possessed on the deck of a vessel provided not more than 100 pounds of

- flounder per trip from May 1 through October 31 or more than 200 pounds from November I through April 30 is possessed aboard or landed from that vessel.
- (i) (h) Flynets are exempt from the flounder trawl mesh? requirements if they meet the following definition:
  - The net has large mesh in the wings that measure 8 inches to 64 inches;
  - (2) The first body section (belly) of the net has 35 or more meshes that are at least 8 inches; and
  - The mesh decreases in size throughout the body of the net to as small as 2 inches or smaller towards the terminus of the net.
  - (i) (i) Commercial Season.
    - (1) The North Carolina season for landing ocean-caught flounder shall open January 1 each year. If 70 percent of the quota allocated to North Carolina in accordance with the joint Mid-Atlantic Fishery Management Council/Atlantic States Marine Fisheries Commission Fishery Management Plan for Summer Flounder is projected to be taken, the Fisheries Director shall, by proclamation, close North Carolina ports to landing of flounder taken from the ocean.
    - (2) The season for landing flounder taken in the Atlantic Ocean shall reopen November 1 if any of the quota allocated to North Carolina in accordance with the joint Mid-Atlantic Fishery Management Council/Atlantic States Marine Fisheries Commission Fishery Management Plan for Summer Flounder remains. If after reopening, 100 percent of the quota allocated to North Carolina in accordance with the joint Mid-Atlantic Fishery Management Council/Atlantic States Marine Fisheries Commission Fishery Management Plan for Summer Flounder is projected to be taken prior to the end of the calendar year, the Fisheries Director shall, by proclamation, close North Carolina ports to landing of flounder taken from the ocean.
    - (3) During any closed season prior to November 1, vessels may land up to 100 pounds of flounder per trip taken from the Atlantic Ocean.
- (k) (j) The Fisheries Director may, by proclamation, establish trip limits for the taking of flounder from the Atlantic Ocean to assure that the individual state quota allocated to North Carolina in the joint Mid-Atlantic Fishery Management Council/Atlantic States Marine Fisheries Commission Fishery Management Plan for Summer Flounder is not exceeded.

History Note: Filed as a Temporary Amendment Eff. November 1, 1995 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner; Authority G.S. 113-134; 113-169.5; 113-182; 113-221; 143B-289.52;

Eff. January 1, 1991;

Amended Eff. March 1, 1996; February 1, 1992;

Temporary Amendment Eff. December 23, 1996;

Amended Eff. April 1, 1997;

Temporary Amendment Eff. June 1,1998; August 18, 1997; Amended Eff. April 1, 1999;

Temporary Amendment Eff. May 1, 2000; July 1, 1999.

#### .0513 RIVER HERRING AND SHAD

- (a) Until the adoption of a fishery management plan for river herring (Blueback Herring, Alewife) or shad (American Shad, Hickory Shad) by the North Carolina Marine Fisheries Commission, it is unlawful to take blueback herring, alewife, American shad and hickory shad by any method from April 15 through January 1.
- (b) Upon adoption of and in order to comply with the management requirements incorporated in the Fishery Management Plan(s) for River Herring (Blueback Herring, Alewife) or Shad (American Shad, Hickory Shad) developed by the North Carolina Marine Fisheries Commission, the
- (a) The Fisheries Director may, by proclamation, <u>based on variability in environmental and local stock conditions</u>, take any or all of the following actions in the blueback herring, alewife, American shad and hickory shad fisheries:
  - (1) Specify size;
  - (2) Specify season;
  - (3) Specify area;
  - (4) Specify quantity;
  - (5) Specify means/methods; and
  - (6) Require submission of statistical and biological data.
- (b) The annual commercial quota (calendar year) for river herring in the Albemarle Sound Herring Management Area shall be 300,000 pounds to be allocated as follows:
  - (1) 200,000 pounds to the pound net fishery for the Chowan River Herring Management Area;
  - (2) 67,000 pounds to the Albemarle Sound Herring Management Area gill net fishery; and
  - (3) 33,000 pounds to be allocated at the discretion of the Fisheries Director.
- (c) For the purpose of this rule, the Albemarle Sound Herring Management Area and the Chowan River Herring Management Area are defined in 15A NCAC 3J .0209.
- (d) It is unlawful to possess more than 25 blueback herring or alewife, in the aggregate, per person per day taken for recreational purposes.
- (e) It is unlawful to take American shad and hickory shad by any method except hook-and-line from April 15 through December 31.
- (c) (f) It is unlawful to possess more than 10 American shad or hickory shad, in the aggregate, per person per day taken by hook-and-line hook-and-line: or for recreational purposes.

History Note: Authority G.S. 113-134; 113-182; 113-221; 143B-289.52;

Eff. March 1, 1995;

Amended Eff. August 1, 1998;

Temporary Amendment Eff. <u>May 1, 2000;</u> August 1, 1999; July 1, 1999; March 1, 1999.

#### SUBCHAPTER 30 - LICENSES, LEASES, AND FRANCHISES

**SECTION .0500 - PERMITS** 

#### .0501 PROCEDURES AND REQUIREMENTS TO OBTAIN PERMITS

- (a) To obtain any Marine Fisheries permit, the following information is required for proper application from the permittee, a responsible party or person holding a power of attorney:
  - (1) Full name, physical address, mailing address, date of birth, and signature of the permittee on the application. If the permittee is not appearing before a license agent or the designated Division contact, the permittee's signature on the application must be notarized;
  - (2) Current picture identification of permittee, responsible party and, when applicable, person holding a power of attorney; acceptable forms of picture identification are driver's license, state identification card, military identification card, resident alien card (green card) or passport or if applying by mail, a copy thereof;
  - (3) Full names and dates of birth of designees of the permittee who will be acting under the requested permit where that type permit requires listing of designees;
  - (4) Certification that the permittee and their designees do not have four or more marine or estuarine resource convictions during the previous three years;
  - (5) For permit applications from business entities, the following documentation is required:
    - (A) Business Name;
    - (B) Type of Business Entity: Corporation, partnership, or sole proprietorship;
    - (C) Name, address and phone number of responsible party and other identifying information required by this Subchapter or rules related to a specific permit;
    - (D) For a corporation, current articles of incorporation and a current list of corporate officers when applying for a permit in a corporate name;
    - (E) For a partnership, if the partnership is established by a written partnership agreement, a current copy of such agreement shall be provided when applying for a permit;
    - (F) For business entities, other than corporations, copies of current assumed name statements if filed and copies of current business privilege tax certificates, if applicable.
  - (6) Additional information may also be required by the Division for specific permits.
- (b) A permittee must hold a valid Standard or Retired Standard Commercial Fishing License in order to hold a:
  - (1) Pound Net Permit;
  - (2) Permit to Waive the Requirement to Use Turtle Excluder Devices in the Atlantic Ocean.
- (c) A permittee and their designees must hold a valid Standard or Retired Standard Commercial Fishing License with a Shellfish Endorsement or a Shellfish License in order to hold a:
  - (1) Permit to Transplant (Prohibited) Polluted Shellfish;

- (2) Permit to Transplant Oysters from Seed Management Areas;
- (3) Permit to Use Mechanical Methods for Oysters or Clams on Shellfish Leases or Franchises;
- (4) Permit to Harvest Rangia Clams from Prohibited (Polluted) Areas.
- (d) A permittee must hold a valid Fish Dealer License in the proper category in order to hold Dealer Permits for Monitoring Fisheries Under a Quota/Allocation for that category.
- (e) A permittee must hold a valid Aquaculture Operation Permit issued by the Fisheries Director to hold an Aquaculture Collection Permit.
- (f) Applications submitted without complete and required information shall be considered incomplete and shall not be processed until all required information has been submitted. Incomplete applications will be returned to the applicant with deficiency in the application so noted.
- (g) A permit will be issued only after the application has been deemed complete by the Division of Marine Fisheries and the permittee certifies to fully abide by the permit general and specific conditions established under 15A NCAC 3J .0107, 3K .0103, 3K .0104, 3K .0107, 3K .0206, 3K .0303, 3K .0401, 3O .0502, and 3O .0503 as applicable to the requested permit.
- (h) The Fisheries Director, or his agent may evaluate the following in determining whether to issue, modify or renew a permit:
  - (1) Potential threats to public health or marine and estuarine resources regulated by the Marine Fisheries Commission;
  - (2) Applicant's demonstration of a valid justification for the permit and a showing of responsibility as determined by the Fisheries Director;
  - (3) Applicant's history of habitual fisheries violations evidenced by eight or more violations in 10 years.
- (i) The applicant shall be notified in writing of the denial or modification of any permit request and the reasons therefor. The applicant may submit further information, or reasons why the permit should not be denied or modified.
- (j) Permits are valid from the date of issuance through the expiration date printed on the permit. This time frame may be based on calendar year, fiscal year, or other as deemed appropriate by the Division.
- (k) To renew a permit, the permittee shall file a certification that the information in the original application is still currently correct, or a statement of all changes in the original application and any additional information required by the Division of Marine Fisheries.
- (1) For initial or renewal permits, processing time for permits may be up to 30 days unless otherwise specified in 15A NCAC 3.
- (m) It is unlawful for a permit holder to fail to notify the Division of Marine Fisheries within 30 days of a change of name or address.
- (n) It is unlawful for a permit holder to fail to notify the Division of Marine Fisheries of a change of designee prior to use of the permit by that designee.
- (o) Permit applications shall be available at all Division Offices.

(p) Any permit which is valid at time of adoption of this Rule will be valid until the expiration date stated on the permit.

History Note: Authority G.S. 113-134; 113-169.1; 113-169.3, 113-182; 143B-289.52;

Temporary Adoption Eff. May 1, 2000.

#### .0502 PERMIT CONDITIONS; GENERAL

The following conditions apply to all permits issued by the Division of Marine Fisheries:

- (1) It is unlawful to operate under the permit except in areas, at times, and under conditions specified on the permit;
- (2) It is unlawful to operate under a permit without having the permit or copy thereof in possession of the permittee or their designees at all times of operation must be ready at hand for inspection, except for Pound Net Permits;
- (3) It is unlawful to operate under a permit without having a current picture identification in possession and ready at hand for inspection;
- (4) It is unlawful to refuse to allow inspection and sampling of a permitted activity by an agent of the Division;
- (5) It is unlawful to fail to provide complete and accurate information requested by the Division in connection with the permitted activity;
- (6) It is unlawful to hold a permit issued by the Division of Marine Fisheries when not eligible to hold any license required as a condition for that permit as stated in 15A NCAC 30 .0501;
- (7) It is unlawful to fail to provide reports within the time frame required by the specific permit conditions;
- (8) It is unlawful to fail to keep such records and accounts as may be required by the Division for determination of conservation policy, equitable and efficient administration and enforcement, or promotion of commercial or recreational fisheries;
- (9) It is unlawful to assign or transfer permits issued by the Division, except for Pound Net Permits as authorized by 15A NCAC 3J .0107 (d);
- (10) The Fisheries Director, or his agent, may, by conditions of the permit, specify any or all of the following for the permitted purposes:
  - (a) Species,
  - (b) Quantity or size,
  - (c) Time period,
  - (d) Location,
  - (e) Means and methods,
  - (f) Disposition of resources,
  - (g) Marking requirements, or
  - (h) Harvest conditions.
- (11) <u>Unless specifically stated as a condition on the permit,</u> all statutes, rules and proclamations apply to the permittee and their designees.
- (12) As a condition of accepting the permit from the Division of Marine Fisheries, the permittee agrees to abide by all conditions of the permit and agrees that if

1837

specific conditions of the permit, as identified on the permit, are violated or if false information was provided in the application for initial issuance, renewal or transfer, the permit may be suspended or revoked by the Fisheries Director.

History Note: Authority G.S. 113-134; 113-169.1; 113-182; 143B-289.52:

Temporary Adoption Eff. May 1, 2000.

#### .0503 PERMIT CONDITIONS: SPECIFIC

(a) Horseshoe Crab Biomedical Use Permit:

(1) It is unlawful to use horseshoe crabs for biomedical purposes without first securing a permit.

- (2) It is unlawful for persons who have been issued a Horseshoe Crab Biomedical Use Permit to fail to submit a report on the use of horseshoe crabs to the Division of Marine Fisheries due on February 1 of each year unless otherwise specified on the permit. Such reports will be filed on forms provided by the Division and will include but not be limited to a monthly account of the number of crabs harvested, statement of percent mortality up to the point of release, and a certification that harvested horseshoe crabs are solely used by the biomedical facility and not for other purposes.
- (3) It is unlawful for persons who have been issued a Horseshoe Crab Biomedical Use Permit to fail to comply with the Atlantic States Marine Fisheries Commission Horseshoe Crab Fisheries Management Plan monitoring and tagging requirements for horseshoe crabs. Copies of this plan are available from the Atlantic States Marine Fisheries Commission, 1444 Eye Street, NW, 6th Floor, Washington, DC 20005, (202) 289-6400, or the Division of Marine Fisheries' Morehead City Office.
- (b) Dealers Permits for Monitoring Fisheries under a Quota/Allocation:
  - (1) During the commercial season opened by proclamation or rule for the fishery for which a Dealers Permit for Monitoring Fisheries under a Quota/Allocation permit is issued, it is unlawful for fish dealers issued such permit to fail to:
    - (A) Fax or send via electronic mail by noon daily, on forms provided by the Division, the previous day's landings for the permitted fishery to the dealer contact designated on the permit. Landings for Fridays or Saturdays may be submitted on the following Monday. If the dealer is unable to fax or electronic mail the required information, the permittee may call in the previous day's landings to the dealer contact designated on the permit but must maintain a log furnished by the Division;
    - (B) Submit the required log to the Division upon request or no later than five days after the close of the season for the fishery permitted;
    - (C) Maintain faxes and other related

- documentation in accordance with 15A NCAC 31.0114:
- (D) Contact the dealer contact daily regardless of whether or not a transaction for the fishery for which a dealer is permitted occurred;
- (E) Record the permanent dealer identification number on the bill of lading or receipt for each transaction or shipment from the permitted fishery.
- (2) Striped Bass Dealer Permit:
  - (A) It is unlawful for a fish dealer to possess, buy, sell or offer for sale striped bass taken from the following areas without first obtaining a Striped Bass Dealer Permit validated for the applicable harvest area:
    - (i) Atlantic Ocean;
    - Albemarle Sound Management Area for (ii) Striped Bass which is defined as Albemarle Sound and all its joint water tributaries including Roanoke River, up to the Hwy. 258 bridge; Eastmost and Middle Rivers, and Cashie River below Sans Souci Ferry; Currituck Sound and all its joint water tributaries; Roanoke and Croatan Sounds and all their joint water tributaries, including Oregon Inlet, east of a line from Baum Point 34° 55' 09" N - 75° 39' 34" W; running 336° M to Rhodoms Point 36° 00' 10" N - 75° 43' 42" W and east of a line from Eagleton Point 36° 01" 18" N -75° 43' 42" W; running 352° to Long Point 36° 02' 30" N - 75° 44' 18" W at the mouth of Kitty Hawk Bay and north of a line from Roanoke Marshes Point 35° 48' 12" N - 75° 43' 06" W, running 122° (M) to the north point of Eagle Nest Bay 35° 44' 12" N - 75° 31' 09" W; Croatan Sound south of a line at the Highway 64/264 bridge at Manns Harbor and north of a line from Roanoke Marshes Point 35° 48' 12" N -75° 43' 06" W; running 122° M across to the north point of Eagle Nest Bay 35° 44' 12" N - 75° 31' 09" W.;
    - (iii) Central Area which is defined as all internal coastal waters of Carteret, Craven, Beaufort, and Pamlico counties; Pamlico and Pungo rivers; and Pamlico Sound south of a line from Roanoke Marshes Point 35° 48' 12"N- 75° 43' 06" W, running 122° (M) to the north point of Eagle Nest Bay 35° 44' 12" N- 75° 31' 09" W (southern boundary of the Albemarle Sound Management Area for Striped Bass) to the county boundaries;
    - (iv) Southern Area which is defined as all

internal coastal waters of Pender, Onslow, New Hanover, and Brunswick counties.

- (B) No permittee may possess, buy, sell or offer for sale striped bass taken from the harvest areas opened by proclamation without having a North Carolina Division of Marine Fisheries issued valid tag for the applicable area affixed through the mouth and gill cover, or, in the case of striped bass imported from other states, a similar tag that is issued for striped bass in the state of origin. North Carolina Division of Marine Fisheries striped bass tags may not be bought, sold, offered for sale, or transferred. Tags shall be obtained at the North Carolina Division of Marine Fisheries Offices. The Division of Marine Fisheries shall specify the quantity of tags to be issued based on historical striped bass landings. It is unlawful for the permittee to fail to surrender unused tags to the Division upon request.
- (3) Albemarle Sound Management Area for River Herring Dealer Permit: It is unlawful to possess, buy, sell or offer for sale river herring taken from the following area without first obtaining an Albemarle Sound Management Area for River Herring Dealer Permit: Albemarle Sound Management Area for River Herring is defined as Albemarle Sound and all its joint water tributaries including Roanoke River, up to the Hwy. 258 bridge; Eastmost and Middle Rivers, and Cashie River below Sans Souci Ferry; Currituck Sound and all its joint water tributaries; Roanoke and Croatan Sounds and all their joint water tributaries, including Oregon Inlet, east of a line from Baum Point 34° 55' 09" N - 75° 39' 34" W; running 336° M to Rhodoms Point 36° 00' 10" N - 75° 43' 42" W and east of a line from Eagleton Point 36° 01" 18" N -75° 43' 42" W; running 352° to Long Point 36° 02' 30" N - 75° 44' 18" W at the mouth of Kitty Hawk Bay and north of a line from Roanoke Marshes Point 35° 48' 12" N - 75° 43' 06" W, running 122° (M) to the north point of Eagle Nest Bay 35° 44' 12" N - 75° 31' 09" W; Croatan Sound south of a line at the Highway 64/264 bridge at Manns Harbor and north of a line from Roanoke Marshes Point 35° 48' 12" N -75° 43' 06" W; running 122° M across to the north point of Eagle Nest Bay 35° 44' 12" N - 75° 31' 09"
- (4) Atlantic Ocean Flounder Dealer Permit:
  - (A) It is unlawful for a Fish Dealer to allow vessels holding a valid License to Land Flounder from the Atlantic Ocean to land more than 100 pounds of flounder from a single transaction at their licensed location during the open season without first securing a Atlantic Ocean Flounder Dealer Permit. The licensed location must be specified on the Atlantic Ocean Flounder Dealer Permit and only one location

per permit will be allowed.

- (B) It is unlawful for a Fish Dealer to possess, buy, sell, or offer for sale more than 100 pounds of flounder from a single transaction from the Atlantic Ocean without first securing an Atlantic Ocean Flounder Dealer Permit.
- (5) Atlantic Ocean American Shad Dealer Permit: It is unlawful for a Fish Dealer to possess, buy, sell or offer for sale American Shad taken from the Atlantic Ocean without first obtaining an Atlantic Ocean American Shad Dealer Permit.

History Note: Authority G.S. 113-134; 113-169.1; 113-169.3; 113-182; 143B-289.52;

Temporary Adoption Eff. May 1, 2000.

#### .0504 SUSPENSION/REVOCATION OF PERMITS

- (a) For violation of specific permit conditions (as specified on the permit), permits may be suspended or revoked according to the following schedule:
  - (1) Violation of one specific condition in a three year period, permit shall be suspended for 10 days.
  - (2) Violation of two specific conditions in a three year period, permits shall be suspended for 30 days.
  - (3) Violation of three specific conditions in a three year period, permits shall be revoked for a period not less than six months.
    - If the permit condition violated is the refusal to provide information upon request by Division staff, either by telephone, in writing or in person, the Fisheries Director may suspend the permit. Such permit may be reinstated 10 days after the requested information is provided.
- (b) All permits will be suspended or revoked when the permittee's license privilege has been suspended or revoked as set out in G.S. 113-171. The duration of the suspension or revocation shall be the same as the license suspension or revocation. In the event the person makes application for a new permit during any period of license suspension, no new permit will be issued during the suspension period. In case of revocation of license privileges, the minimum waiting period before application for a new permit to be considered will be six months.
- (c) <u>Permit designees shall not be permitted to participate in a permit operation during any period they are under license suspension or revocation.</u>
- (d) Upon service of a notice of suspension or revocation of a permit, it is unlawful to fail to surrender any permit so suspended or revoked.

History Note: Authority G.S. 113-134; 143B-289.52; Temporary Adoption Eff. May 1, 2000.

#### .0505 FEES

- (a) The following fees will be charged for the initial issuance of permits listed below. These fees will not be prorated for a partial term of the permit:
  - (1) Horseshoe Crab Biomedical Use Permit ten dollars

(\$10.00);

- (2) <u>Dealers Permits for Monitoring Fisheries under a Quota/Allocation:</u>
  - (A) Striped Bass Dealer Permits fifty dollars (\$50.00);
  - (B) Atlantic Ocean Flounder Dealer Permit fifteen dollars (\$15.00);
  - (C) <u>Albemarle Sound Management Area for River</u> <u>Herring Dealer Permit – five dollars (\$5.00);</u>
  - (D) Atlantic Ocean American Shad Dealer Permit five dollars (\$5.00).

(b) The following fees will be charged for renewal of permits as listed in this Rule:

- (1) Horseshoe Crab Biomedical Use Permit five dollars (\$5.00);
- (2) <u>Dealers Permits for Monitoring Fisheries under a Quota/Allocation:</u>
  - (A) <u>Striped Bass Dealer Permits fifty dollars</u> (\$50.00);
  - (B) Atlantic Ocean Flounder Dealer Permit five dollars (\$5.00);
  - (C) Albemarle Sound Management Area for River Herring Dealer Permit – five dollars (\$5.00);
  - (D) Atlantic Ocean American Shad Dealer Permit five dollars (\$5.00).

History Note: Authority G.S. 113-134; 113-169.1; 113-169.3; 113-182; 143B-289.52;

Temporary Adoption Eff. May 1, 2000.

## .0506 SPECIAL PERMIT REQUIRED FOR SPECIFIC MANAGEMENT PURPOSES

The Fisheries Director may, by proclamation, require individuals taking marine and estuarine resources regulated by the Marine Fisheries Commission, to obtain a special permit.

History Note: Authority G.S. 113-134; 113-170.3; 113-182; 113-221; 143B-289.52;

Temporary Adoption Eff. May 1, 2000.

## SUBCHAPTER 3Q - JURISDICTION OF AGENCIES: CLASSIFICATION OF WATERS

#### **SECTION .0100 - GENERAL REGULATIONS: JOINT**

#### .0107 SPECIAL RULES, JOINT WATERS

In order to effectively manage all fisheries resources in joint waters and in order to confer enforcement powers on both fisheries enforcement officers and wildlife enforcement officers with respect to certain rules, the Marine Fisheries Commission and the Wildlife Resources Commission deem it necessary to adopt special rules for joint waters. Such rules supersede any

inconsistent rules of the Marine Fisheries Commission or the Wildlife Resources Commission that would otherwise be applicable in joint waters under the provisions of 15A NCAC 3O .0106:

- (1) Striped bass:
  - (a) It is unlawful to possess any striped bass or striped bass hybrid taken by any means which is less than 18 inches long (total length).
  - (b) It is unlawful to possess more than three striped bass or striped bass hybrids taken by hook and line or with gear authorized by a Recreational Commercial Gear License in any one day from joint waters.
  - (c) It is unlawful to engage in net fishing for striped bass or striped bass hybrids in joint waters except as authorized by duly adopted rules of the Marine Fisheries Commission.
  - (d) It is unlawful to possess striped bass or striped bass hybrids in the joint waters of Albemarle, Currituck, Roanoke, and Croatan Sounds and their tributaries, excluding the Roanoke River, except during seasons as authorized by duly adopted rules of the Marine Fisheries Commission.
  - (e) In the joint waters of the Roanoke River and its tributaries including Cashie, Middle and Eastmost Rivers, striped bass and hybrid striped bass fishing season, size limits and creel limits shall be the same as those established by duly adopted rules of the Wildlife Resources Commission for adjacent inland fishing waters.
- (2) Lake Mattamuskeet:
  - (a) It is unlawful to set or attempt to set any gill net in Lake Mattamuskeet canals designated as joint waters.
  - (b) It is unlawful to use or attempt to use any trawl net or seines in Lake Mattamuskeet canals designated as joint waters.
- (3) Cape Fear River. It is unlawful to use or attempt to use any net or net stakes within 800 feet of the dam at Lock No. 1 on the Cape Fear River.
- (4) Shad: It is unlawful to possess more than 10 American shad or hickory shad, in the aggregate, per person per day taken by hook-and-line.

History Note: Authority G.S. 113-132; 113-134; 143B-289.52;

Eff. January 1, 1991;

Amended Eff. July 1, 1993; November 1, 1991;

Temporary Amendment Eff. May 1, 2000.

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, April 13, 2000, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Friday, April 7, 2000, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

#### **RULES REVIEW COMMISSION MEMBERS**

#### Appointed by Senate

Teresa L. Smallwood, Chairman John Arrowood Laura Devan Jim Funderburke David Twiddy

#### **Appointed by House**

R. Palmer Sugg, 1<sup>st</sup> Vice Chairman Jennie J. Hayman, 2<sup>nd</sup> Vice Chairman Walter Futch Paul Powell George Robinson

#### **RULES REVIEW COMMISSION MEETING DATES**

April 13, 2000 May 18, 2000 June 15, 2000 July 20, 2000 August 17, 2000 September 21, 2000

#### LOG OF FILINGS

RULES SUBMITTED: February 20, 2000 through March 20, 2000

AGENCY/DIVISION	RULE NAME	RULE CITATION	ACTION				
AGRICULTURE, DEPARTMENT OF/STRUCTURAL PEST CONTROL COMMITTEE							
,	Definitions	2 NCAC 34 .0102	Amend				
	Filing Call Office Locations	2 NCAC 34 .0319	Repeal				
	Branch Office	2 NCAC 34 .0330	Adopt				
	Physical Barriers for Termite Control	2 NCAC 34 .0509	Adopt				
DHHS/DIVISION OF VO	CATIONAL REHABILITATION SERV	ICES	_				
	Applicability of Rules	10 NCAC 20B .0201	Amend				
	Written Information for Applicants and Clients	10 NCAC 20B .0202	Amend				
	Request for Administrative Review	10 NCAC 20B .0203	Amend				
	Division Actions in Response to Reque	est 10 NCAC 20B .0204	Amend				
	Scheduling and Notice of Administrativ Review	ve 10 NCAC 20B .0205	Amend				
	Appointment of Hearing Officer and Mediator	10 NCAC 20B .0206	Amend				
	Scheduling and Notice of Mediation	10 NCAC 20B .0207	Amend				
	Administrative Review	10 NCAC 20B .0208	Amend				
	Response to Administrative Review Decision	10 NCAC 20B .0209	Amend				
	Mediation	10 NCAC 20B .0210	Amend				
	Procedures Governing Hearing	10 NCAC 20B .0211	Amend				
	Conduct of Hearing	10 NCAC 20B .0221	Amend				
	Hearing Officer's Decision	10 NCAC 20B .0223	Amend				
	Extensions of Time	10 NCAC 20B .0225	Amend				
DHHS/SOCIAL SERVICE	ES COMMISSION						
	Services to Adoptive Applicants	10 NCAC 41H .0304	Amend				
	Adoptive Home Recruitment	10 NCAC 41P .0106	Amend				
	Personnel Requirements	10 NCAC 42B .1201	Amend				

Qualifications of Medication Aides	10 NCAC 42B .1213	Adopt
Medication Administration Competency	10 NCAC 42B .1213	Adopt
Evaluation		
Storage Areas	10 NCAC 42B .1407	Amend
Procedures for Discharge	10 NCAC 42B .1707	Amend
Medications	10 NCAC 42B .1803	Amend
Health Care Personnel Registry	10 NCAC 42B .2406	Adopt
Definitions	10 NCAC 42B .2501	Adopt
Persons Not Eligible for New Adult Care Home	10 NCAC 42B .2502	Adopt
Adult Care Homes not Eligible	10 NCAC 42B .2503	Adopt
Other Personnel Requirements	10 NCAC 42C .2005	Amend
Staff Training and Competency	10 NCAC 42C .2011	Amend
Training Program and Competency Evaluation	10 NCAC 42C .2012	Amend
Qualifications of Medication Aides	10 NCAC 42C .2013	Adopt
Medication Administration Competency Evaluation	10 NCAC 42C .2014	Adopt
Health Care Personnel Registry	10 NCAC 42C .2015	Adopt
Storage Areas	10 NCAC 42C .2207	Amend
Building Service Equipment	10 NCAC 42C .2214	Amend
Health Care	10 NCAC 42C .2302	Amend
Other Living Arrangements	10 NCAC 42C .2501	Repeal
Requirements for Discharge or Transfer	10 NCAC 42C .2505	Repeal
Discharge or Transfer of Residents	10 NCAC 42C .2506	Adopt
Management of Drugs	10 NCAC 42C .2703	Repeal
The License	10 NCAC 42C .3401	Amend
Renewal of License	10 NCAC 42C .3402	Amend
Resident Assessment	10 NCAC 42C .3701	Amend
Licensed Health Professional Support	10 NCAC 42C .3703	Amend
Medication Administration Policies and Procedures	10 NCAC 42C .3801	Adopt
Medication Orders	10 NCAC 42C .3802	Adopt
Medication Labels	10 NCAC 42C .3803	Adopt
Medication Administration	10 NCAC 42C .3804	Adopt
Self-Administration of Medications	10 NCAC 42C .3805	Adopt
Medication Storage	10 NCAC 42C .3806	Adopt
Medication Disposition	10 NCAC 42C .3807	Adopt
Controlled Substances	10 NCAC 42C .3808	Adopt
Pharmaceutical Care	10 NCAC 42C .3809	Adopt
Pharmaceutical Services	10 NCAC 42C .3810	Adopt
Definitions	10 NCAC 42C .3901	Adopt
Persons Not Eligible for New Adult Care Home	10 NCAC 42C .3902	Adopt
Adult Care Homes	10 NCAC 42C .3903	Adopt
Management of Facilities	10 NCAC 42D .1301	Amend
The Co-Administrator	10 NCAC 42D .1302	Repeal
Management and Personal Care Aide Supervision	10 NCAC 42D .1303	Adopt
Management of Facilities	10 NCAC 42D .1304	Adopt
Qualifications of Administrator	10 NCAC 42D .1401	Repeal
Qualifications of Supervisor-in-Charge	10 NCAC 42D .1402	Amend
Staffing	10 NCAC 42D .1407	Amend
Staff Competency and Training	10 NCAC 42D .1410	Amend
Training Program and Competency Evaluation	10 NCAC 42D .1411	Amend
Certification of administrator	10 NCAC 42D .1412	Adopt
Responsibilities and Qualifications	10 NCAC 42D .1413	Adopt

Qualifications of Medication Staff	10 NCAC 42D .1414	Adopt
Medication Administration Competency Evaluation	10 NCAC 42D .1415	Adopt
Staffing Chart	10 NCAC 42D .1416	Adopt
Physical Environment	10 NCAC 42D .1503	Amend
Other Requirements	10 NCAC 42D .1605	Amend
Management of Drugs	10 NCAC 42D .1804	Amend
Renewal of License	10 NCAC 42D .1804	Amend
Health Care Personnel Registry	10 NCAC 42D .1831	Adopt
Definitions Applicable to Special Care Units	10 NCAC 42D .1901	Adopt
Special Care Unit Disclosure	10 NCAC 42D .1902	Adopt
Licensure of Facilities with Special Care Units	10 NCAC 42D .1903	Adopt
	10 NCAC 42D .1904	Adopt
Special Care Unit Policies and Procedures	10 NCAC 42D .1905	Adopt
Admission to the Special Care Unit	10 NCAC 42D .1906	Adopt
Special Care Unit Resident Profile	10 NCAC 42D .1907	Adopt
Special Care Unit Staffing	10 NCAC 42D .1908	Adopt
Special Care Unit Staff Orientation	10 NCAC 42D .1909	Adopt
Other Applicable Rules for Special Care Units	10 NCAC 42D .1910	Adopt
Definitions Applicable to Special Care Units	10 NCAC 42D .2001	Adopt
Special Care Unit Disclosure	10 NCAC 42D .2002	Adopt
Licensure of Facilities with Special Care Units	10 NCAC 42D .2003	Adopt
Special Care Unit Building Requirements	10 NCAC 42D .2004	Adopt
Special Care Unit Policies and Procedures		Adopt
Admission to the Special Care Unit	10 NCAC 42D .2006	Adopt
Special Care Unit Resident Profile	10 NCAC 42D .2007	Adopt
Special Care Unit Staffing	10 NCAC 42D .2008	Adopt
Special Care Unit Staff Orientation	10 NCAC 42D .2009	Adopt
Residents' Rights	10 NCAC 42D .2010	Adopt
Other Applicable Rules for Special	10 NCAC 42D .2011	Adopt
Care Units Definitions		•
	10 NCAC 42D .2201	Adopt
Care Home Lic.	10 NCAC 42D .2202	Adopt
	10 NCAC 42D .2203	Adopt
	10 NCAC 42E .1501	Adopt
	10 NCAC 42E .1503	Adopt
*	10 NCAC 42E .1504	Adopt
	10 NCAC 42E .1505	Adopt
	10 NCAC 42E .1506	Adopt
9	10 NCAC 42E .1507	Adopt
Requirements for Special Care Services Unit	10 NCAC 42E .1508	Adopt
The Facility-Special Care Services	10 NCAC 42Z .1002	Adopt
Enrollment-Special Care Services	10 NCAC 42Z .1003	Adopt
Individual Service Plans-Special Care Services	10 NCAC 42Z .1004	Adopt
Program Plan-Special Care Services	10 NCAC 42Z .1005	Adopt
•	10 NCAC 42Z .1006	Adopt
	10 NCAC 42Z .1007	Adopt
e e e e e e e e e e e e e e e e e e e	10 NCAC 43L .0401	Amend
DHHS/DIVISION OF MEDICAL ASSISTANCE		

	Optional	10 NCAC 50B .0102	Amend
	Income	10 NCAC 50B .0313	Amend
DEPARTMENT OF INSUR			
	Y2K Interim Claim Payments	11 NCAC 12 .0327	Adopt
JUSTICE/N C SHERIFFS' H	EDUCATION AND TRAINING STANDA	RDS	•
	Documentation of Educational Req.	12 NCAC 10B .0302	Amend
	Fingerprint Records Check	12 NCAC 10B .0303	Amend
	Terms and Conditions of a Limited	12 NCAC 10B .0909	Amend
	Lecturer Cert		
DEPARTMENT OF LABOR	₹		
	Construction	13 NCAC 7F .0201	Amend
DENR/ENVIRONMENTAL	MANAGEMENT COMMISSION		
	Miscellaneous Volatile Organic	15 NCAC 2D .0518	Repeal
	Compound Emissions		•
	Applicability	15 NCAC 2D .0902	Amend
	Compliance Schedules for Sources	15 NCAC 2D .0909	Amend
	VOC Emissions from Transfer Operations		Amend
	Storage of Miscellaneous Volatile	15 NCAC 2D .0949	Amend
	Organic Compound	15 110110 215 .07 17	111110110
	Interim Standards	15 NCAC 2D .0950	Repeal
	Miscellaneous Volatile Organic	15 NCAC 2D .0950	Amend
		13 NCAC 2D .0931	Amend
	Compound Work Practices for Sources	15 NCAC 2D .0958	Adopt
			Amend
DENDAMI DI IEE DECOM	Purpose and Scope	15 NCAC 2D .1201	Amend
DENR/WILDLIFE RESOUR		16 NG 4 G 10D 0116	
	Permitted Archery Equipment	15 NCAC 10B .0116	Amend
	Deer (White Tailed)	15 NCAC 10B .0203	Amend
	Wild Turkey (Bearded Turkeys Only)	15 NCAC 10B .0209	Amend
	Public Mountain Trout Waters	15 NCAC 10C .0205	Amend
	Open Seasons: Creel and Size Limits	15 NCAC 10C .0305	Amend
	Manner of Taking Nongame Fishes	15 NCAC 10C .0401	Amend
	Taking Nongame Fishes for Bait	15 NCAC 10C .0402	Amend
	Permitted Special Devices and Open	15 NCAC 10C .0407	Amend
	Seasons		
	Descriptive Boundaries	15 NCAC 10C .0503	Amend
	General Regulations Regarding Use	15 NCAC 10D .0102	Amend
	Hunting on Game Lands	15 NCAC 10D .0103	Amend
	Fishing on Game Lands	15 NCAC 10D .0104	Amend
	Alexander County	15 NCAC 10F .0332	Amend
	Mecklenburg and Gaston Counties	15 NCAC 10F .0333	Amend
	McDowell County	15 NCAC 10F .0339	Amend
	Mountain Island Lake	15 NCAC 10F .0353	Amend
	Perquimans County	15 NCAC 10F .0355	Amend
REVENUE, DEPARTMENT			
, , , , , , , , , , , , , , , , , , , ,	Tax on Complimentary Packs	17 NCAC 4C .0603	Repeal
	Dealers on Trains	17 NCAC 4C .1101	Amend
	Monthly Return Requirements	17 NCAC 4C .1801	Amend
	Filing of Monthly Reports	17 NCAC 4E .0201	Repeal
	Medicines: Sales to Physicians	17 NCAC 7B .1402	Repeal
	Exporter's License	17 NCAC 9K .0201	Adopt
SECRETARY OF STATE	Exporter's License	17 NCAC 9K .0201	Adopt
SECRETARY OF STATE	How to Contact Elect. Commerce Section	18 NCAC 10 0101	Adopt
			_
	Applicable Definitions	18 NCAC 10 .0201	Adopt
	Public Key Technology Licensing	18 NCAC 10 .0301	Adopt
	Public Key Technology	18 NCAC 10 .0302	Adopt
	Certificate Policy General Provisions	18 NCAC 10 .0303	Adopt
	Identification and Authentication	18 NCAC 10 .0304	Adopt
	Operational Requirements	18 NCAC 10 .0305	Adopt
2.1			

Personnel Security Controls		P	10 NGA G 10 0206	
Certificate and Certificate Revocation   18 NCAC 10 .0309   Adopt Rule Administration   18 NCAC 10 .0309   Adopt Licensing   18 NCAC 10 .0701   Adopt Licensing   18 NCAC 10 .0701   Adopt Licensing   18 NCAC 10 .0801   Adopt Certificate Adopt Reciprocal Agreements   18 NCAC 10 .0802   Adopt Reciprocal Agreements   19 NCAC 2E .0203   Amend Federal High   NCAC 3D .0801   Amend Approved Categories of CME   21 NCAC 3D .0801   Amend Approved Categories of CME   21 NCAC 3D .0801   Adopt Recording Reporting   NCAC 3D .0802   Adopt Recording Physician Supervision   NCAC 3D .0802   Adopt Recording Physician Supervision   NCAC 3D .0802   Amend Records of Application Federal High   Amend Physician Supervision   NCAC 3D .0802   Amend Records of Application   NCAC 3D .0802   Amend Records of Application   NCAC 3D .0802   Amend Records of Application Procedure: Individual   21 NCAC 3D .0802   Amend Records of Application Procedure: Individual   21 NCAC 50 .0902   Amend Records of Applications and Renewals of Certificates   21 NCAC 50 .0903   Amend Reciprocal Procedure: In		Personnel Security Controls	18 NCAC 10 .0306	Adopt
Rule Administration				_
Alternate Technologies and Provisional   18 NCAC 10 .0701   Adopt Licensing   Civil Sanctions   18 NCAC 10 .0801   Adopt Criminal Penalties and Injunctive Relief   18 NCAC 10 .0802   Adopt Reciprocal Agreements   No. 10 NCAC 2E .0201   Amend Control Outdoor Advertising on Interstate and process   No. 10 NCAC 2E .0203   Amend Reciprocal High   NCAC 310 .0801   Amend STATE BOARDS/N C BOARD OF LANDSCAPE ARCHITECTS   NCAC 26 .0104   Amend Forms   No. 10 NCAC 2E .0105   Amend Fees   No. 10 NCAC 2E .0105   Amend Fees   NCAC 26 .0105   Amend Fees   NCAC 26 .0105   Amend Temporary Permit   NCAC 26 .0105   Amend Temporary Permit   NCAC 26 .0105   Amend Approved Categories of CME   NCAC 32 NC .0103   Adopt Approved Categories of CME   NCAC 32 NC .0103   Adopt Approved Categories of CME   NCAC 32 NC .0103   Adopt Reporting   NCAC 32 NC .0103   Adopt Reporting   NCAC 32 NC .0103   Adopt Reporting   NCAC 33 .0104   Amend Approved Categories of CME   NCAC 33 .0104   Amend Nurse Midwife Applicant Status   NCAC 33 .0104   Amend Nurse Midwife Applicant Status   NCAC 33 .0104   Amend Nurse Midwife Applicant Status   NCAC 33 .0104   Amend Nurse Midwife Application Procedure Individual   NCAC 56 .0104   Amend Records of Applications   NCAC 56 .0104   Amend Application Procedure Individual   NCAC 56 .0104   Amend Records of Application Procedure Individual   NCAC 56 .0502   Amend Expirations and Renewals of Certificates   NCAC 56 .0603   Amend Requirements for Licensing   NCAC 56 .0604   Amend Application Procedure Individual   NCAC 56 .0604				
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Criminal Penalties and Injunctive Relief		<u> </u>	18 NCAC 10 .0801	Adopt
Reciprocal Agreements				_
TRANSPORTATION, DEPARTMENT OF DIVISION OF HIGHWAYS				
Definitions for Outdoor Advertising	TRANSPORTATION DEP.			rtdopt
Control   Outdoor Advertising on Interstate and   19 NCAC 2E.0203   Amend Federal High	TRANSFORTATION, DEF			Amend
TRANSPORTATION, DEPARTMENT OF/DIVISION OF MOTOR VEHICLES   Safety of Operation and Equipment   19 NCAC 3D .0801   Amend		Control		
TRANSPORTATION, DEPARTMENT O'/DIVISION OF MOTOR VEHICLES   Safety of Operation and Equipment   19 NCAC 3D .0801   Amend   STATE BOARDS/N C BOARD OF LANDSCAPE ARCHITECTS   Authority: Name and Location of Board   21 NCAC 26 .0104   Amend   Feres   21 NCAC 26 .0105   Amend   Temporary Permit   21 NCAC 26 .0302   Amend   Temporary Permit   21 NCAC 26 .0302   Amend   Temporary Permit   21 NCAC 26 .0302   Amend   Approved Categories of CME   21 NCAC 32R .0101   Adopt   Approved Categories of CME   21 NCAC 32R .0102   Adopt   Exceptions   21 NCAC 32R .0103   Adopt   Exceptions   21 NCAC 32R .0104   Adopt   Exceptions   21 NCAC 32R .0104   Adopt   Exceptions   21 NCAC 33R .0104   Amend   Fees   21 NCAC 33R .0104   Amend   Amend   Fees   21 NCAC 33R .0104   Amend   Amend   Fees   21 NCAC 33R .0104   Amend   Fees   Aministrative Body and Definitions   21 NCAC 33R .0104   Amend			19 NCAC 2E .0203	Amend
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Temporary Permit   21 NCAC 26 .0302   Amend		Fees		
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Physician Supervision				
Nurse Midwife Applicant Status   21 NCAC 33 .0106   STATE BOARDS/N C BOARD OF REGISTRATION FOR PROFESSIONAL				
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Identification				Amend
Identification         21 NCAC 56 .0101         Amend           Organization         21 NCAC 56 .0103         Amend           Description of Seal         21 NCAC 56 .0104         Amend           Records of Applications         21 NCAC 56 .0402         Amend           Requirements for Licensing         21 NCAC 56 .0501         Amend           Application Procedure: Individual         21 NCAC 56 .0502         Amend           Examinations         21 NCAC 56 .0503         Amend           Expirations and Renewals of Certificates         21 NCAC 56 .0503         Amend           Requirements for Licensing         21 NCAC 56 .0505         Amend           Application Procedure: Individual         21 NCAC 56 .0601         Amend           Application Procedure: Individual         21 NCAC 56 .0602         Amend           Expirations and Renewals of Certificates         21 NCAC 56 .0603         Amend           Rules of Professional Conduct         21 NCAC 56 .0606         Amend           Rules of Conduct of Advertising         21 NCAC 56 .0701         Amend           Annual Renewal         21 NCAC 56 .0802         Amend           Annual Renewal         21 NCAC 56 .0804         Amend           Offices         21 NCAC 56 .0901         Amend           Titles of Business			SIONAL	
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	Certification of Standard Design	21 NCAC 56 .1106	Amend
1	Petitions	21 NCAC 56 .1201	Amend
	Hearings	21 NCAC 56 .1203	Amend
	Improper Practice by a Licensee	21 NCAC 56 .1301	Amend
	Unlawful Practice by Unlicensed Person	21 NCAC 56 .1302	Amend
	Conduct of Contested Case	21 NCAC 56 .1409	Amend
	General	21 NCAC 56 .1501	Amend
	General	21 NCAC 56 .1601	Amend
	Surveying Procedures	21 NCAC 56 .1602	Amend
	Classification of Boundary Surveys	21 NCAC 56 .1603	Amend
	Mapping Requirements	21 NCAC 56 .1604	Amend
	Classification of Topographic	21 NCAC 56 .1605	Amend
	Specifications for Topographic Surveys	21 NCAC 56 .1606	Amend
	Global Positioning System Surveys	21 NCAC 56 .1607	Amend
	Classification/Land Information System	21 NCAC 56 .1608	Amend
	Minimum Photogrammetric Production Standards	21 NCAC 56 .1609	Amend
	Introduction	21 NCAC 56 .1701	Amend
	Definitions	21 NCAC 56 .1702	Amend
	Requirements	21 NCAC 56 .1703	Amend
	Units	21 NCAC 56 .1704	Amend
	Determination of Credit	21 NCAC 56 .1705	Amend
	Recordkeeping	21 NCAC 56 .1706	Amend
	Exemptions	21 NCAC 56 .1707	Amend
	Reinstatement	21 NCAC 56 .1708	Amend
	Comity-Out-of-Jurisdiction Resident	21 NCAC 56 .1709	Amend
STATE BOARDS/N C SOCIA	AL WORK CERTIFICATION AND LIC		
	Purpose	21 NCAC 63 .0101	Amend
	Definitions	21 NCAC 63 .0102	Amend
	Prohibitions	21 NCAC 63 .0103	Repeal
	Organization of the Board	21 NCAC 63 .0104	Amend
	Meetings	21 NCAC 63 .0105	Amend
	Definitions	21 NCAC 63 .0201	Repeal
	Application Process	21 NCAC 63 .0202	Amend
	References	21 NCAC 63 .0204	Amend
	Academic Qualifications	21 NCAC 63 .0205	Repeal
	Academic Exemptions	21 NCAC 63 .0206	Repeal
	Comity	21 NCAC 63 .0207	Repeal
	Application Fee	21 NCAC 63 .0208	Amend
	Eligibility	21 NCAC 63 .0209	Amend
	Work Experience	21 NCAC 63 .0210	Adopt
	Provisional Licenses	21 NCAC 63 .0210	Amend
	Duplicate License or Certificates	21 NCAC 63 .0212	Adopt
	Temporary Licenses	21 NCAC 63 .0213	Adopt
	Qualifying Examinations	21 NCAC 63 .0301	Amend
	Reporting of Scores	21 NCAC 63 .0302	Amend
	Retaking of Examination	21 NCAC 63 .0303	Amend
	Cancellation	21 NCAC 63 .0304	Amend
	Review of Examinations	21 NCAC 63 .0305	Amend
	Examination Fees	21 NCAC 63 .0306	Amend
	Continuing Education Requirements	21 NCAC 63 .0401	Amend
	Forms	21 NCAC 63 .0402	Repeal
	Renewal Fees	21 NCAC 63 .0403	Amend
	Reinstatement	21 NCAC 63 .0404	Adopt
	Purpose and Scope	21 NCAC 63 .0501	Amend
	General Professional Responsibilities	21 NCAC 63 .0503	Amend
	Responsibilities in Professional	21 NCAC 63 .0504	Amend
	Relationships		

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	Remuneration	21 NCAC 63 .0506	Amend
	Confidentiality and Record Keeping	21 NCAC 63 .0507	Amend
	Pursuit of Research	21 NCAC 63 .0508	Amend
	Public Statements	21 NCAC 63 .0509	Amend
	Grounds for Disciplinary Procedures	21 NCAC 63 .0601	Amend
	Investigation	21 NCAC 63 .0602	Amend
	Notice of Charges and Hearings	21 NCAC 63 .0603	Amend
	Location of Hearing	21 NCAC 63 .0604	Repeal
	Conduct of Hearing	21 NCAC 63 .0607	Amend
	Reporting of Disciplinary Actions	21 NCAC 63 .0609	Adopt
	Petitions for Adoption of Rules	21 NCAC 63 .0701	Amend
	Procedure for Adoption of Rules	21 NCAC 63 .0702	Amend
	Temporary Rules	21 NCAC 63 .0703	Amend
	Declaratory Rulings	21 NCAC 63 .0704	Amend
	Reporting Complaints	21 NCAC 63 .0801	Repeal
	Confidentiality	21 NCAC 63 .0802	Repeal
	Investigation	21 NCAC 63 .0803	Repeal
	Notice of Hearing and Charges	21 NCAC 63 .0804	Repeal
	Informal Conference	21 NCAC 63 .0805	Repeal
	Hearings	21 NCAC 63 .0806	Repeal
	Decision of the Board	21 NCAC 63 .0807	Repeal
	Summary Suspension	21 NCAC 63 .0808	Repeal
	The Public Record	21 NCAC 63 .0809	Repeal
	Disciplinary Actions	21 NCAC 63 .0820	Repeal
STATE BOARDS/N C SUBS	TANCE ABUSE PROFESSIONAL CER	TIFICATION BOARD	-
	Certification as Substance Abuse Counselor Intern	21 NCAC 68 .0203	Amend
	Certified Substance Abuse Counselor	21 NCAC 68 .0205	Amend
	Process for Prevention Consultant Certification	21 NCAC 68 .0206	Amend
	Continuing Education Required for Counselor	21 NCAC 68 .0208	Amend
	Reciprocity	21 NCAC 68 .0209	Amend
	Process for Clinical Supervisor Certification	21 NCAC 68 .0211	Amend
	Process for Residential Facility Director	21 NCAC 68 .0212	Amend
	Continuing Education Approval Policy	21 NCAC 68 .0213	Amend
	Competence	21 NCAC 68 .0503	Amend
	Hearing Before Board	21 NCAC 68 .0701	Amend
N C STATE BOARD OF CO		277.01.2 00.07.07	
TO STATE BOARD OF CO	Reporting of Student Hours	23 NCAC 2D .0323	Amend
	Reporting of Student Hours	23 NCAC 2D .0324	Amend
OFFICE OF ADMINISTRA			
	Cost for Copies	26 NCAC 1 .0103	Amend
	General Format Instructions	26 NCAC 2C .0108	Amend

#### **RULES REVIEW COMMISSION**

#### March 16, 2000 MINUTES

The Rules Review Commission met on March 16, 2000, in the Assembly Room of the Methodist Building, 1307 Glenwood Avenue, Raleigh, North Carolina. Commissioners in attendance were Chairman Theresa Smallwood, Palmer Sugg, Jennie J. Hayman, John Arrowood, Paul Powell, Laura Devan, Jim R. Funderburk, David R. Twiddy, and George Robinson.

Staff members present were: Joseph J. DeLuca, Staff Director; Bobby Bryan, Rules Review Specialist; and Sandy Webster.

The following people attended:

Sharnese Ransome

Mike Mangum

COMMERCE/ITS

Laurie Fuller

Walter James

Robert A. Potter

Judy Bullock

DHHS/SSC

COMMERCE/ITS

Attorney General

Insurance

Insurance

Attorney General

Dedra Alston DENR

Tom West Poyner and Spruill Thomas Allen DENR/DAQ Ellie Sprenkel Insurance Emily Lee Transportation Lisa Tolsen DENR/DWM Mary Ann Stone DHHS/CHS William K. Hale Insurance David Clawson DENR/DEH Wayne Mobley DENR/DEH Bill Hopper **NCLTCA** Roger Bone **NCLTCA** Jeff Manning DENR/DWQ

Howard Kramer N C Board of Nursing
Jean Stanley N C Board of Nursing

Lynette Dean-Johnson Labor Angela Waldorf Labor

Jack Nichols N C Nursing Home Administrators

E. Ann Christian N C Substance Abuse Professional Certification Board

#### APPROVAL OF MINUTES

The meeting was called to order at 10:00 a.m. with Chairman Smallwood presiding. The Commission immediately went into a closed session to discuss with their attorneys the progress of the lawsuit by the Pharmacy Board against the Rules Review Commission and threatened litigation by the Department of Labor. It resumed its public session at 10:20 a.m. The Chairman asked for any discussion, comments, or corrections concerning the minutes of the February 17, 2000 meeting. There being none, the minutes were approved.

#### FOLLOW-UP MATTERS

- 4 NCAC 11 .0202 and .0701: COMMERCE/Commerce Finance Center The rewritten rule for .0202 was approved by the Commission. The Commission approved the repeal of .0701.
- 13 NCAC 7F .0601, .0602, .0603, .0604, .0605, and .0606: DEPARTMENT OF LABOR The Commission voted to take no action on these rules.
- 15A NCAC 2B .0211, .0220, .0223, and .0225: DENR/Environmental Management Commission The rewritten rules submitted by the agency were approved by the Commission. Commissioner Sugg voted not to approve these rules.
- 15A NCAC 7M .0403: DENR/Coastal Resources Commission No action was necessary on this rule. The Coastal Resources Commission meets next week and expects to respond at the April meeting.
- 15A NCAC 18D .0203 and .0403: DENR/Water Treatment Facility Operators Certification Board The Commission approved the rewritten rules submitted by the agency.
- 17 NCAC 4B .0302: DEPARTMENT OF REVENUE The Commission approved the rewritten rule submitted by the agency.
- 21 NCAC 12 .0202, .0209, .0402, .0405, .0410, and .0907: N C Licensing Board for General Contractors No response was received on these rules.

21 NCAC 58A .0406: N C REAL ESTATE COMMISSION - Commissioner Sugg recused himself from this rule. The rewritten rule submitted by the agency was approved by the Commission.

#### LOG OF FILINGS

Chairman Smallwood presided over the review of the log and all rules were approved with the following exceptions:

10 NCAC 42A .0801 - .0810: DHHS/Social Services Commission - These rules were sent to the Office of State Budget and Management for a fiscal determination of substantial economic impact upon the request of a private party. The Commission was hampered in its discussion of this case by the fact that the OSBM agency representative was in attendance at the APO committee meeting rather than the RRC meeting. The RRC determined that it had no choice under the circumstances.

10 NCAC 43E .1501: DHHS/Social Services Commission - This rule was withdrawn by the agency.

15A NCAC 21F .1203: DHHS/Commission for Health Services - The Commission objected to this rule due to ambiguity. In (a), it is not clear what would constitute "reasonable" efforts.

15A NCAC 21F .1204: DHHS/Commission for Health Services – The Commission objected to this rule due to ambiguity. In (a), it is not clear what constitutes "reasonable" efforts. In (c), there is no authority to require compliance with a statewide plan that has not been adopted as a rule.

19A NCAC 3G .0205: TRANSPORTATION/Division of Motor Vehicles – The Commission objected to this rule due to lack of statutory authority. There is no authority for the provision in (2)(A) allowing someone within, or employed by, or responsible to, DMV to set the "physical standards" to be met by school bus drivers unless these standards are adopted as rules.

- 21 NCAC 21 .0501: N C Board for Licensing of Geologists The Commission objected to this rule due to lack of statutory authority. There is no authority cited to suspend or revoke the license of a geologist simply based upon a charge of what amounts to a rule or statutory violation that would allow suspension or revocation if the Board finally determined the charge was true. G.S. 150B-3(b) in fact requires a notice to the licensee before even beginning any such proceedings. Note that 150B-3(c) does allow summary suspension of a license in an emergency situation.
- 21 NCAC 21 .1101: N C Board for Licensing of Geologists The Commission objected to this rule due to ambiguity. In (d)(4) it is unclear what is meant by "indiscriminately" and "proper authority."
- 21 NCAC 37D .0403: N C State Board of Nursing Home Administrators The Commission objected to this rule due to ambiguity. It is unclear in (b) that the "acceptable standards" are those negotiated out beforehand by the AIT, preceptor, and board or what other methods for determining "acceptable standards" are.
- 21 NCAC 50.0304: N C State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors The Commission objected to this rule due to lack of statutory authority. There is no authority to set an exam fee outside rulemaking as set out in (a), "... in an amount determined by the Board."
- 21 NCAC 50 .0402: N C State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors The Commission objected to this rule due to lack of statutory authority and ambiguity. It is unclear what is meant or required by the last sentence in (a). There is no authority cited for this Board to require Code Enforcement officials to either coordinate anything or cooperate with anyone.
- 21 NCAC 50.1101: N C State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors The Commission objected to this rule due to lack of statutory authority. There is no authority cited to charge the fees set out in this rule.
- 21 NCAC 68.0507: N C Substance Abuse Professional Certification Board The Commission objected to this rule due to ambiguity. Item #3 appears to conflict with item #4. The Commission reads the rule as requiring the Substance Abuse Professional to terminate a professional relationship when he or she knows (or should know) that the client is not benefiting from it. Item 4 is worded differently. But if a client is refusing "treatment, referral, or recommendations" it is unlikely that the client is benefiting from the relationship. Yet here the professional is to "weigh...the benefits of continued treatment...and act in the best interest of the client." So it seems that even if the client is not benefiting, the professional, instead of terminating the relationship, as required by (3), could continue it "in the best interest of the client."

#### COMMISSION PROCEDURES AND OTHER MATTERS

Mr. DeLuca reported that he had attended a Joint Administrative Procedures Oversight Committee meeting and informed them of the status of the Pharmacy Board case and the perceived status of the Labor rules.

The next meeting will be on Thursday, April 13, 2000.

The meeting adjourned at 12:35 p.m.

Respectfully submitted, Sandy Webster This Section contains the full text of some of the more significant Administrative Law Judge decisions along with an index to all recent contested cases decisions which are filed under North Carolina's Administrative Procedure Act. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of Administrative Hearings, (919) 733-2698. Also, the Contested Case Decisions are available on the Internet at the following address: http://www.state.nc.us/OAH/hearings/decision/caseindex.htm.

#### OFFICE OF ADMINISTRATIVE HEARINGS

Chief Administrative Law Judge JULIAN MANN, III

Senior Administrative Law Judge FRED G. MORRISON JR.

#### ADMINISTRATIVE LAW JUDGES

Sammie Chess Jr. Beecher R. Gray Melissa Owens Lassiter Meg Scott Phipps
Robert Roosevelt Reilly Jr.
Beryl E. Wade

AGENCY	CASE <u>NUMBER</u>	<u>ALJ</u>	DATE OF <u>DECISION</u>	PUBLISHED DECISION REGISTER CITATION
ADMINISTRATION				
Britthaven, Inc. v. Department of Administration and	98 DOA 0811	Chess	06/10/99	
Priva-Trends, Inc. Laidlaw Transit Svcs, Inc. v. Katie G. Dorsett, Sec'y/Dept/Administration	99 DOA 0102	Morrison	06/11/99	14:02 NCR 115
OFFICE OF ADMINISTRATIVE HEARINGS				
Fed Murrell, Zarn, Inc. v. Office of Administrative Hearings	99 OAH 0665	Chess	07/14/99	
Samuel Lee Ferguson v. Office of Administrative Hearings	99 OAH 0718	Chess	07/16/99	
AGRICULTURE				
Archie McLean v. Department of Agriculture	98 DAG 1770	Reilly	07/12/99	14:04 NCR 349
ALCOHOLIC BEVERAGE CONTROL COMMISSION				
Alcoholic Beverage Control Commission v. Keyland, Inc., T/A Cloud 9	98 ABC 1099	Overby	01/17/99	
Alcoholic Beverage Control Commission v. Food Lion, Inc., Store #1351	98 ABC 1270	Gray	03/31/99	14:04 NCR 347
Alcoholic Beverage Control Commission v. Stop 1, Inc, T/A Stop 1 Grocery		Phipps	09/29/99	
Alcoholic Beverage Control Commission v. George Steven Everett t/a Casino Snooks Place	98 ABC 1546	Reilly	10/19/99	
Alcobolic Beverage Control Commission v. Beech Mountain Resort, Inc.	99 ABC 0287	Reilly	08/11/99	
Alcoholic Bev. Control Comm.v. Partnership T/A Mermaid Rest. & Lge.	99 ABC 0367	Chess	09/17/99	
Alcoholic Beverage Control Commission v. Jaeson Nyung Kim	99 ABC 0407	Morrison	07/09/99	
Alcoholic Beverage Control Commission v. Lillian Sarah Clary	99 ABC 0615	Phipps	09/01/99	
Alcoholic Beverage Control Commission v. Circle K Stores, Inc., T/A Circle K #8620	99 ABC 0651	Chess	12/30/99	
Alcoholic Beverage Control Commission v. Circle K Stores, Inc., T/A Circle K #8357	99 ABC 0656	Gray	11/29/99	
Alcoholic Beverage Control Commission v. Vnus Enterprices, LLC, 1/a Rendez Vous Club & City of Charlotte	99 ABC 0684	Morgan	10/15/99	
Alcoholic Beverage Control Commission v. Mohammad Salim Pirani	99 ABC 0780	Morrison	09/21/99	
Alcoholic Beverage Control Commission v. Creek Lounge, Inc. t/a Creek Lounge	99 ABC 0820	Morgan	10/13/99	
Delores Ann Holley v. Alcoholic Beverage Control Commission	99 ABC 0876	Gray	08/10/99	
Alcoholic Beverage Control Commission v. Partnership T/A Corrothers Community Center/Private Club	99 ABC 0986	Lassiter	11/03/99	
Verdict Ridge Country Club, by H. Edward Knox v. Alcoholic Beverage Control Commission	99 ABC 1637	Morrison	01/07/00	14:16 NCR 1489
AUCTIONEER LICENSING BOARD				
Larry C. Oiler v. North Carolina Auctioneer Licensing Board	99 CFA 1011	Mann	01/27/00	
George W. Phillips, II v N.C. Auctioneer Licensing Board	99 CFA 1336	Lassiter	02/15/00	

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ĺ	AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
И					
	BOARD OF MORTUARY SCIENCE	00.53.45.0004	<b>~</b> 1	0.1.12.0.10.0	
	N.C. Board of Mortuary Science v. Kennedy Funeral Home	99 BMS 0894	Chess	01/20/00	
300	CRIME CONTROL AND PUBLIC SAFETY				
H	Ray Anthony Breeding v. Crime Control & Public Safety	93 CPS 0695	Gray	09/13/99	
ł	John Ray Webb v. Crime Victims Compensation Commission	95 CPS 1353	Gray	09/13/99	
8	Sarene Franklin Holloway v. Crime Victims Compensation Comm.	97 CPS 1172	Chess	10/12/99	
П	Vernel Capel Harris v. Crime Victims Compensation Commission Paul Richard Mull v. Crime Victims Compensation Commission	98 CPS 0328 98 CPS 0342	Chess Chess	01/31/00 07/26/99	
	Coradene Mayhand v. Crime Victims Compensation Commission	98 CPS 0398	Chess	10/09/99	
П	Edna Carr v. Crime Victims Compensation Commission	98 CPS 0788	Chess	10/28/99	
ŀ	Eric Charles Williams v. Crime Control & Public Safety, Div. of	98 CPS 1279	Chess	11/01/99	
ш	State Highway Patrol	00 CPC 1412	*** 1	00/07/00	
ı	Bobby Mills v. Crime Victims Compensation Commission William Samuel McCraw v. Crime Victims Compensation Commission	98 CPS 1412 98 CPS 1626	Wade Morrison	08/06/99 06/09/99	
ľ	Anson D. Looney v. Crime Victims Compensation Commission	99 CPS 0096	Morrison	05/25/99	
	Elvin Williams, Jr. v. Crime Victims Compensation Commission	99 CPS 0118	Owens	08/03/99	
н	Michael Anthony Powell v. Crime Victims Compensation Commission	99 CPS 0426	Reilly	08/03/99	
	Mary Elizabeth Peoples Hogan v. Crime Victims Compensation Comm.	99 CPS 0504	Reilly	07/29/99	
	Louise Dowd v. Crime Victims Compensation Commission	99 CPS 0519	Morrison	12/07/99	
	Lemuel Ray Jenkins v. Crime Victims Compensation Commission Annabell B. McCormick v. Crime Victims Compensation Commission	99 CPS 0521 99 CPS 0564	Gray Phipps	09/08/99 08/04/99	
П	Christopher Beasley v. Crime Victims Compensation Commission	99 CPS 0843	Chess	11/23/99	
и	Johnola E. McAllister v. NC Victim and Justice Services	99 CPS 1060	Gray	12/29/99	
	Quantisha Pratt v. NC Crime Victims Compensation Commission	99 CPS 1093	Mann	03/03/00	
И	Nancy Davis Cave v. N.C. Victim and Justice Services	99 CPS 1154	Mann	01/20/00	
ı	Oscar Reynolds v N.C. Crime Victims Compensation Commission	99 CPS 1453 99 CPS 1473	Mann Lassiter	02/23/00 02/07/00	
н	James E. Taylor v N.C. Crime Victims Compensation Commission	99 CF3 1473	Lassitei	02/07/00	
н	ENVIRONMENT AND NATURAL RESOURCES				
н	Richard D. Poling, Parent of Taylor B. Poling, A Minor v. NC Dept.	97 EHR 0277	Mann	02/25/00	
п	of Environment, Health & Natural Resources			444000	
ĸ	The Appletree Companies, Inc., Successor to Stewart Products, Inc.	97 EHR 0795	Lassiter	11/19/99	
B	and Utts Services, Ltd. v. Dept. of Environment & Natural Resources Ronald Lee Hudson, Jr. v. Craven Health Department	97 EHR 1166	Mann	03/01/00	
	R.J. Reynolds Tobacco Co. v. Dept. of Environment & Natural Resources	98 EHR 1315	Wade	06/04/99	14:02 NCR 110
	Joseph T. London, Classic Car Restoration v. Dept. of Environment &	98 EHR 1579	Mann	03/16/00	
	Natural Resources				
	T. Farnell Shingleton v. Environment and Natural Resources	98 EHR 1600	Reilly	10/08/99	14:11 NCR 926
	T. Farnell Shingleton v. Environment and Natural Resources Town of Maysville v. Environment and Natural Resources	98 EHR 1601 99 EHR 0069	Reilly Owens	10/08/99 09/27/99	
_	Willie Setzer v. Department of Environment & Natural Resources	99 EHR 0166	Chess	06/28/99	
	Charles H. Jordan v. Brunswick County Health Department	99 EHR 0201	Morrison	06/28/99	
П	Jerry Franks and John Schifano, et. al. v. Environment & Natural Resources	99 EHR 0344°	Phipps	09/28/99	
ı	and Wake County Board of Commissioners			04/44/00	14.10.2500.1666
ı	McDowell Development, Allen Gurley - VP (LQS 98-087) v Environment	99 EHR 0358	Mann	01/24/00	14:18 NCR 1656
	and Natural Resources  Jerry Franks and John Schifano, et. al. v. Environment & Natural Resources	99 EHR 03809	Phipps	09/28/99	
ı	and Wake County Board of Commissioners	)) LIM 0300	тпррз	03/20/33	
g.	James P. and Irene P. Wilson v. Cleveland Co. Health & Sanitary	99 EHR 0506	Lassiter	10/07/99	
П	Deep River Citizens' Coalition, American Canoe Assoc., Inc., and Deep	99 EHR 0560 <sup>11</sup>	Reilly	03/13/00	
П	River Coalition, Inc. v. Department of Env. & Natural Resources	00 FITD 0505	C	02/17/00	
	Steve and Susan Griffin v. Dept. of Environment & Natural Resources Deep River Citizens' Coalition, American Canoe Assoc., Inc., and Deep	99 EHR 0595 99 EHR 0613 <sup>11</sup>	Gray Reilly	03/16/00 03/13/00	
ш	River Coalition, Inc. v. City of Greensboro, Piedmont Triad Regional	99 EIIK 0013	Remy	03/13/00	
	Water Authority				
ı	Mazzella's Restaurant, Peter D. Mazzella v. Carteret County Env. Health	99 EHR 0692	Reilly	08/19/99	
	Roadway Express v. Department of Environment and Natural Resources	99 EHR 0745	Morrison	07/27/99	
	John W. Venable v. Department of Environment and Natural Resources	99 EHR 0773 99 EHR 0814	Wade Owens	10/13/99 08/18/99	
	Shell Island Homeowners' Association v. DENR, Div. of Env. Health Gail S. Barfield v. Department of Environment and Natural Resources	99 EHR 0840	Morrison	11/19/99	
	Richard E. Day v. Division of Coastal Management	99 EHR 0921	Wade	11/02/99	
ш	Ronald L. Walker, Sr., v. Environmental Health Ala County	99 EHR 1076	Morrison	10/18/99	
	Clifford Myers v. Montgomery County Health Department	99 EHR 1106	Mann	11/03/99	
	Deloris B. Wooten v. Pitt County Dept. of Environmental Health	99 EHR 1131	Wade	11/19/99	
	Marissa D. McCain v. Department of Environment and Natural Resources Town of Wallace v. Department of Environment and Natural Resources	99 EHR 1245 99 EHR 1194	Lassiter Chess	01/04/00 12/06/99	
	William Todd Allison v Department of Environment and Natural	99 EHR 1612	Chess	01/10/00	
ш	Resources, Division of Coastal Management		-		
	Sweetie Bullock v. Pitt County Health Department	00 EHR 0028	Mann	03/16/00	
	Distriction of the Oscalita				
	Division of Air Quality Neighbors Against The Cullasaja Asphalt Plant & Blue Ridge Env.	98 EHR 1735	Gray	09/30/99	14:10 NCR 900
	Defense League, Inc. v. Dept of Env & Natural Resources and Rhodes	.0 2.11(1/33	<u>y</u>	071,00177	

AGENCY	CASE <u>NUMBER</u>	<u>ALJ</u>	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Brothers Paving, Inc. and Carolina Asphalt Pavement Association Neighbors Against The Cullasaja Asphalt Plant & Blue Ridge Env. Defense League, Inc. v. Dept of Env & Natural Resources and Rhodes Brothers Paving, Inc. and Carolina Asphalt Pavement Association	98 EHR 1735 <sup>12</sup>	Gray	12/06/99	
Terrance W. Bache, Pres., Terhane Group, Inc. v. DENR, Div/Air Quality Foothills Action Comm. For The Environment and The Blue Ridge Environmental Defense League, Inc. v. DENR, Div. of Air Quality &	98 EHR 1790 99 EHR 0157 <sup>12</sup>	Mann Gray	06/23/99 12/06/99	
D&S Asphalt Materials and Carolina Asphalt Pavement Assoc.  XVIII Airborne Corps & Fort Bragg, Dept. of the Army, USA v.  Environment and Natural Resources, Div. of Air Quality	99 EHR 0283	Wade	08/11/99	
J.D. Owen v. Environment and Natural Resources, Div. of Air Quality Carolina Land Clearing Corp./Ron Olson v. DENR, Division of Air Quality	99 EHR 0642 99 EHR 1105	Mann Chess	08/10/99 02/22/00	
Environmental Management Allen Raynor v. Environmental Management Commission	99 EHR 0127	Gray	07/27/99	
Division of Land Resources Buel B. Barker, Jr. and Hubbard Realty of Winston-Salem, a NC Corp.,	98 EHR 1457	Morrison	06/09/99	
jointly and severally v. DENR, Div. of Land Resources				
T.B. Powell, Inc. v. DENR, Division of Land Resources	99 EHR 0632	Wade	10/04/99	
David B. McMillan v. DENR, Division of Land Resources Ronald G. Smith v. DENR, Division of Land Resources	99 EHR 0717 99 EHR 0799	Reilly Morrison	03/02/00 10/29/99	
Division of Marine Fisheries				
Alton Chadwick v. Division of Marine Fisheries	99 EHR 0553	Reilly	08/19/99	
Division of Water Quality				
York Oil Company v. DENR, Division of Water Quality	97 EHR 1026	Phipps	07/26/99	14:04 NCR 343
J. Todd Yates and Teresa B. Yates v. DENR, Div. of Water Quality N.G. Purvis Farms, Inc. v. DENR, Division of Water Quality	98 EHR 1456 99 EHR 0696	Wade Chess	06/22/99 08/27/99	
Dallas Harris Real Estate Construction, Inc., v Dept. of Environment	99 EHR 0770	Lassiter	01/31/00	14:17 NCR 1586
and Natural Resources, Division of Water Quality Anson County Citizens Against Chemical Toxins in Underground Storage, Blue Ridge Environmental Defense League, Inc., Julia Cadle, T.C. Wright, Mae Wright, Claretha Maske, Vernon Maske, Mark Maske, Emma Smith and Bobby Smith v. DENR, Div. of Water Quality and Chambers Development of North Carolina	99 EHR 1469	Chess	02/16/00	
Soil and Water Conservation Commission  Neuse River Foundation, Neuse Riverkeeper, and Alliance For A  Responsible Swine Industry, Inc. v. NC Soil & Water  Conservation Commission	99 EHR 1660	Morrison	12/10/99	14:14 NCR 1334
BOARD OF GEOLOGISTS				
Andrew M. Raring, Ph.D v. Board for the Licensing of Geologists	99 BOG 0150	Mann	06/16/99	
HEALTH AND HUMAN SERVICES	00 DUD 0155	DL:	00/25/00	
Eardley "JR" Stephens v. St. Bd. of Nurse's Aides and Practitioners Ernest Clyde Absher and Dianna B. Absher v. Health & Human Resources	98 DHR 0155 98 DHR 1622	Phipps Reilly	08/25/99 06/17/99	
Vickie Jean Epps v Department of Health & Human Services	98 DHR 1725	Gray	02/03/00	
Andrew Gainey v. Office of the Chief Medical Examiner	98 DHR 1761	Owens	05/12/99	14:01 NCR 69
J.P. Lynch v. Department of Health & Human Services Paul Walker, Thomas Walker & Mary Walker v. Mecklenburg Area	99 DHR 0111 99 DHR 0155	Reilly Morrison	05/25/99 08/19/99	
Mental Health		_		
New Hope Living Centers, Eric D. Lewis v. Health & Human Services	99 DHR 0170	Owens	05/25/99	
Frank McKoy v. Department of Health & Human Services Joan Marie McDaniel v. Department of Health & Human Services	99 DHR 0226 99 DHR 0305	Wade Reilly	07/06/99 08/05/99	
Lonnie Herring v. Department of Health & Human Services	99 DHR 0350	Reilly	06/03/99	
Robert H. Riley v. Office of the Governor, Office of Citizen Services	99 DHR 0356	Wade	07/21/99	
Paula Watts v. Department of Health & Human Services	99 DHR 0912	Reilly	03/07/00	
Betty C. Patterson v. Department of Health & Human Services Rayner Super Mkt., J.K. Rayner, Jr. v. Department of Health and	99 DHR 0954 99 DHR 0961	Reilly Morrison	11/05/99 11/15/99	
Human Services  Monica Denise Dayson v. Department of Health & Human Services	99 DHR 1041	Reilly	09/29/99	
Andrea Lightfood v. Department of Health & Human Services	99 DHR 1094	Wade	02/09/00	
Melinda Faye Ikard v. CNC Services, A Human Service Agency	99 DHR 1307	Chess	03/06/00	
Cynthia A. Murray v. Department of Health & Human Services Delisa Scott v. Health & Human Resources Services	99 DHR 1335 99 DHR 1507	Mann Lassiter	01/31/00 03/13/00	
Division of Child Development				
Shaw Speaks Child Dev. Ctr. v. Health & Human Svcs., Child Dev.	99 DHR 0042	Gray	07/22/99	
Laskalla I Danasa III-lek e II C D' CCI'll D	00 DID 0446	D '11	07/10/00	
Lachelle L. Parsons v. Health & Human Svcs, Div. of Child Dev. In The Beginning, Inc. v. Health & Human Svcs., Div. of Child Dev.	99 DHR 0445 99 DHR 0575	Reilly Mann	07/19/99 07/19/99	

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AGENCY	CASE <u>NUMBER</u>	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Barringer Center for Child Development, Elon Home for Children, Inc., Rev. Dr. Frederick G. Grosse v. Health & Human Services, Div. of Child Development	99 DHR 0621	Gray	12/15/99	
Dulatown Outreach Center, Inc. v. Health & Human Svcs., Child Dev.	99 DHR 0688	Owens	07/21/99	
Michele Denoff v. Health & Human Services, Div. of Child Dev.	99 DHR 0695	Owens	08/05/99	
MLCM, Inc., Mary C. McGovern v. DHHS, Div. of Child Dev.	99 DHR 1032	Wade	11/19/99	
Small World Daycare II, Trena S. McDaniel v. Health & Human Svcs., Div. of Child Dev.	99 DHR 1038	Lassiter	10/06/99	
Division of Facility Services				
Kelly M. Poole v. Health & Human Services, Div. of Facility Services	97 DHR 0629	Chess	06/14/99	
Norma Faye Lewis v. Health & Human Svcs., Div. of Facility Services	98 DHR 1274 *1	Phipps	07/02/99	
Della C. Jones v. Health & Human Services, Div. of Facility Services	98 DHR 1680	Gray	06/09/99	
Heather Alane Scott v. Health & Human Svcs. Div of Facility Services	98 DHR 1671 98 DHR 1774	Gray Chess	10/08/99 07/14/99	
Effie Ruth Smith v. Health & Human Svcs., Div. of Facility Services Vivienne Geloria Marshall v. DHHS, Div. of Facility Services	98 DHR 1774 98 DHR 1786	Phipps	09/02/99	
Sarah L. Mathis v. DHHS, Div. of Facility Services	99 DHR 0032	Morrison	09/24/99	
Doris Laviner Moser v. Health & Human Services, Div. of Facility Svcs.	99 DHR 0074	Wade	08/06/99	
Norma Faye Lewis v. Health & Human Svcs., Div. of Facility Services	99 DHR 0144*1	Phipps	07/02/99	
Carolyn Grant v. Health & Human Services, Div. of Facility Services	99 DHR 0145	Mann	06/11/99	
Marion Moser Thompson v. Health & Human Svcs., Facility Services	99 DHR 0216	Gray	08/13/99	
Rose Marie Hadley v. Health & Human Svcs., Div. of Facility Services	99 DHR 0218	Wade	08/06/99	
Sarah Frances Alford v. Health & Human Svcs., Div. of Facility Svcs.	99 DHR 0220	Phipps	06/08/99	
Alvin L. Phynon Jr. v. Health & Human Svcs., Dept. of Facility	99 DHR 0230	Mann	07/07/99	
Cabarrus Memorial Hospital d/b/a Northeast Medical Center v. DHHS, Div. of Facility Services, Certificate of Need Section &	99 DHR 0392	Gray	11/18/99	
Cabarrus Diagnostic Imaging, Inc.	00 DID 0206	C	12/20/99	
Cabarrus Diagnostic Imaging, Inc. v. DHHS, Div. of Facility Services, Certificate of Need Section & Cabarrus Memorial Hospital, d/b/a Northeast Medical Center	99 DHR 0396	Gray	12/20/99	
Barbara Rhue v. D.F.S. 99 DHR 0401*3	Wade	07/30/99		
Barbara Rhue v. D.F.S. 99 DHR 0414*3	Wade	07/30/99		
Michelle Johnson v. DHHS, Division of Facility Services	99 DHR 0546	Gray	10/12/99	
Donna L. Holland v. DHHS, Division of Facility Services	99 DHR 0712	Wade	03/09/00	
Esther Nieves v. Health & Human Services, Div. of Facility Services	99 DHR 0766	Phipps	07/21/99	
Shirley Ann Beck v. Division of Facility Services	99 DHR 0942	Mann	09/24/99	
Scott Cole v. DHHS, Division of Facility Services	99 DHR 1118	Mann	03/07/00	
Linda Gaile Funke v. Health & Human Svcs., Div. of Facility Services	99 DHR 1416	Mann	03/21/00	
Mary Grace Arrowood v. DHHS, Division of Facility Services	00 DHR 0061	Lassiter	03/10/00	
Division of Medical Assistance Interim HealthCare - Morris Group, Inc., Lisa B. Morris, RN, BSN v.	00 DUD 0552	Mann	09/01/99	
DHHS, Division of Medical Assistance	99 DHR 0552	Mann	09/01/99	
Companion Health Care, Inc. v. Div. of Medical Assistance, DHR	99 DHR 0762	Owens	07/29/99	
Division of Mental Health, Developmental Disabilities and Substance Abu	se Services			
S.S. by her parents and next friends, D.S. & A.S. v. DMH/DD/SAS	99 DHR 0538	Gray	08/02/99	
Theresa Mahry in behalf of Aaron Mabry, a minor child v. DHHS, Div. of MH/DD/SAS, Willie M. Section	99 DHR 1132	Gray	12/20/99	
Division of Vocational Rehabilitation Dr. H. Michael Poole v. DHHS, Div of Vocational Rehabilitation	99 DHR 1495	Gray	01/04/00	
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Divisian of Social Services	00 DUD 0254	Wada	07/21/00	
Robert H. Riley v. Iredell County DSS	99 DHR 0354	Wade	07/21/99	
Robert H. Riley v. Health & Human Svcs., Div. of Social Services	99 DHR 0355	Wade Morrison	07/21/99 06/10/99	
Joanna Price v. Caldwell County Social Services April De'Shelle Turner v. DHHS, Div. of Social Service,	99 DHR 0520 99 DHR 0927		10/21/99	
Program Integrity Branch	99 DAK 0927	Gray	10/21/99	
Betty S. Lewis v. DHHS, Div. of Social Services, Program Integrity Branch	99 DHR 0950	Gray	12/20/99	
Veronica Owens v. Dept. of Social Services Union County	99 MIS 0677	Mann	08/17/99	
Child Support Enforcement Section				
Grady J. Griffith v. Department of Human Resources	97 CRA 1570	Mann	10/26/99	
Lindy Teachout v. Department of Health & Human Services	98 CRA 0727	Reilly	06/24/99	
Thomas Ashley Stewart II v. Department of Health & Human Services	99 CRA 0628	Reilly	06/14/99	
Tumu R. Johnson I v. Department of Human Resources	99 CRA 1697	Chess	01/22/00	
Teresa L. Galloway v. Department of Human Resources	00 CRA 0010	Wade	02/21/00	

Consolidated Cases.

	CASE		DATE OF	PUBLISHED DECISION
AGENCY	NUMBER	<u>ALJ</u>	DECISION	REGISTER CITATION
June V. Pettus v. Department of Human Resources	96 CSE 1721*8	Mann	09/17/99	
Floyd W. Hubbard v. Department of Human Resources	96 CSE 1725	Reilly	09/02/99	
Richard Arnold Collins v. Jones County DSS	96 CSE 1810	Reilly	06/28/99	
David S. Blackwelder v. Department of Human Resources	97 CSE 0416	Morrison	08/24/99	
June V. Pettus v. Department of Human Resources	97 CSE 0867*8	Mann	09/17/99	
Walter M. Chlastawa v. Department of Human Resources	97 CSE 1464	Gray	02/24/00	
Grady J. Griffith v. Department of Human Resources John T. Raynor v. Department of Human Resources	97 CSE 1569 98 CSE 0054	Mann Gray	10/26/99 10/21/99	
Kenneth Wayne Adair v. Department of Human Resources	98 CSE 0034	Morrison	06/30/99	
Randy Snead v. Department of Human Resources	98 CSE 0544	Gray	10/21/99	
Shawn E. Williams v. Department of Human Resources	98 CSE 0845	Phipps	09/21/99	
Huri G. Stokes v. Department of Health & Human Services	98 CSE 0898	Gray	07/23/99	
Ronald E. Sanders v. Department of Human Resources	98 CSE 1182	Mann	10/26/99	
Willie D. Davis v. Department of Human Resources	98 CSE 1387	Mann	09/17/99	
G.S. Hall v. Department of Health & Human Services	98 CSE 1392	Reilly	06/24/99	
Charles Stewart v. Department of Human Resources	98 CSE 1419	Mann	09/17/99	
Sidney T. Dunn v. Department of Human Resources	98 CSE 1428	Reilly	01/11/00	
Kenneth A. McCrorie v. Department of Human Resources	98 CSE 1435	Gray	08/04/99	
Daniel R. Klock v. Department of Human Resources	98 CSE 1440	Morrison	10/20/99	
David M. VanDyke v. Department of Human Resources	98 CSE 1549	Mann Mann	09/17/99 09/17/99	
Jerome Maddox v. Department of Health & Human Services Samuel L. Gordon v. Department of Health & Human Services	98 CSE 1562 98 CSE 1563	Chess	01/04/00	
Sam Anderson v. Department of Human Resources	98 CSE 1585	Mann	09/17/99	
Donald Edward Law II v. Department of Human Resources	98 CSE 1586	Morrison	06/25/99	
Sechia Lee Corbett v. Department of Human Resources	98 CSE 1588	Phipps	09/21/99	
Robert T. Ausband v. Department of Human Resources	98 CSE 1612	Mann	11/02/99	
Shawn E. Williams v. Department of Human Resources	98 CSE 1613	Phipps	09/21/99	
Derrick Dobbins v. Department of Health & Human Services	98 CSE 1616	Lassiter	01/21/00	
Antonio Melendez v. Department of Health & Human Services	98 CSE 1635	Chess	09/30/99	
William W. Heck v. Department of Human Resources	98 CSE 1638	Mann	09/17/99	
Michael A. Lide v. Department of Human Resources	98 CSE 1700	Mann	03/07/00	
Matthew S. Conklin v. Department of Health & Human Services	98 CSE 1702 <sup>13</sup>	Lassiter	01/12/00	
Rickey Lightner v. Department of Human Resources	98 CSE 1717	Reilly	11/02/99	
Matthew S. Conklin v. Department of Health & Human Services	98 CSE 1785 <sup>13</sup>	Lassiter	01/12/00	
Robert M. Chandler Jr. v. Department of Health & Human Services	98 CSE 1789	Phipps	05/27/99	
Jermaine L. Covington v. Department of Health & Human Services	99 CSE 0209	Lassiter	11/18/99	
Mitchell Moses, Jr. v. Department of Health & Human Services	99 CSE 0217 99 CSE 0275	Wade Reilly	1 1/30/99 03/07/00	
James Bear v. Department of Health & Human Services Grady L. Chosewood v. Department of Health & Human Services	99 CSE 0301	Mann	07/01/99	
Fulton Allen Tillman v. Department of Health & Human Services	99 CSE 0311	Reilly	06/30/99	
Nathaniel Alston v. Department of Health & Human Services	99 CSE 0317	Mann	07/01/99	
Bret Burtrum v. Department of Health & Human Services	99 CSE 0318	Wade	07/14/99	
Cedric A. Hurst v. Department of Human Resources	99 CSE 0330	Chess	08/10/99	
Dane Wesley Ware v. Department of Health & Human Services	99 CSE 0359	Gray	06/28/99	
Paul H. Padrick v. Department of Health & Human Services	99 CSE 0370	Mann	11/02/99	
Oscar William Willoughby Sr. v. Dept. of Health & Human Services	99 CSE 0371	Morrison	06/28/99	
Kelvin E. Townsend v. Department of Health & Human Services	99 CSE 0373	Phipps	07/12/99	
Billy J. Young v. Department of Health & Human Services	99 CSE 0374	Reilly	06/14/99	
Rodney Eugene Caldwell v. Department of Health & Human Services	99 CSE 0427	I assiter	10/20/99	
Adelheide J. Cooper v. Department of Health & Human Services Beverly K. Thompson v. Department of Health & Human Services	99 CSE 0428 99 CSE 0435	Phipps Reilly	07/19/99 06/14/99	
Michael L. Timmer v. Department of Health & Human Services	99 CSE 0433	Wade	06/08/99	
Elizabeth F. West v. Department of Health & Human Services	99 CSE 0451	Morrison	05/25/99	
Troy Gibson v. Department of Health & Human Services	99 CSE 0462	Owens	07/19/99	
Roy D. Washington v. Department of Health & Human Services	99 CSE 0481	Reilly	06/25/99	
Everett A. Mitchell v. Department of Health & Human Services	99 CSE 0483	Chess	10/05/99	
Corey Antoine Johnson v. Department of Health & Human Services	99 CSE 0486	Gray	09/13/99	
Holland E. Harold v. Department of Health & Human Services	99 CSE 0509	Mann	11/02/99	
Larry Lowell Dixon v. Department of Health & Human Services	99 CSE 0518	Morrison	08/24/99	
Calvin D. Alston v. Department of Health & Human Services	99 CSE 0539	Owens	08/10/99	
Marquel Simmons v. Department of Health & Human Services	99 CSE 0547	Wade	08/06/99	
Anthony Vincente Battista v. Department of Health & Human Services	99 CSE 0551	Chess	08/31/99	
Gerald Scott Saucier v. Department of Health & Human Services	99 CSE 0576	Mann	06/09/99	
Lawrence Gordon Soles v. Department of Health & Human Services	99 CSE 0581	Morrison	06/09/99	
Mohamed Moustafa v. Department of Health & Human Services	99 CSE 0582	Owens Wade	08/05/99 12/06/99	
Damion C. Graham v. Department of Health & Human Services Vicky L. Day v. Department of Health & Human Services	99 CSE 0635 99 CSE 0679	Wade Gray	09/27/99	
Matthew Conklin v. Department of Health & Human Services	99 CSE 0679 99 CSE 0689	Mann	09/17/99	
Charlie James White v. Department of Health & Human Services	99 CSE 0690	Morrison	07/20/99	
Bennie Lamar Knighten v. Department of Health & Human Services	99 CSE 0702	Owens	09/20/99	
Larie Bolton v. Department of Health & Human Services	99 CSE 0735	Phipps	08/06/99	
Randy Lewis Bryant v. Department of Health & Human Services	99 CSE 0737	Reilly	09/20/99	
Earl C. Jones, Sr. v. Department of Health & Human Services	99 CSE 0801	Gray	08/10/99	
Joseph F. Donaldson, III v. Department of Health & Human Services	99 CSE 0802	Mann	11/02/99	

Maint   Main	AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Barry Rocaevelt Morete v. Department of Fiealth & Haman Services   100,000	•				
Bubby Cone Owens v. Department of Health & Human Services   90 CSB 0831			•		
Thomas L. Vaught v. Department of Health & Daman Services   90 CSE 0009		_			
Robert F. Skipper v. Department of Health & Human Services   90 CSB 1089   Carlo W. Lawson V. Department of Health & Human Services   90 CSB 1079   Carlo W. Department of Health & Human Services   90 CSB 1079   Carlo W. Department of Health & Human Services   90 CSB 1071   Carlo W. Department of Health & Human Services   90 CSB 1071   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1071   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1072   Chess   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   12/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Lassiter   11/19/99   Carlo W. Department of Health & Human Services   90 CSB 1074   Carlo W. Department of Health & Human Services   90 CSB 1074   Carlo W. Department of Health & Human Services   90 CSB 1074   Carlo W. Department of Health & Human Services   90 CSB 1074   Carlo W. Department of Health & Huma			-		
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David S. Vanko v. Department of Health & Human Services					
Dabbis Calmon Moore v. Department of Health & Human Services   90 CSB 0972   Gray   101/859	•				
Sementh Dana Kirk v. Department of Health & Human Services					
Gall T. Smith v. Department of Health & Human Services   90 CSE 103			•		
Clarence Earl Burden v. Department of Health & Human Services   90 CSE 1037   Ches   1178/99   Pablity Day v. Oppartment of Health & Human Services   90 CSE 1041   Mann   12714/99   Mann   1					
Pallig Dyey v. Department of Health & Human Services June S. Shepherd v. Department of Health & Human Services June S. Shepherd v. Department of Health & Human Services June S. Shepherd v. Department of Health & Human Services June S. Department of Health & Human Services June J. Department of Hea					
William Kizzie v. Department of Health & Human Services         99 CSE 1094         Morrison         120199           James Hemoki v. Department of Health & Human Services         99 CSE 1101         Lassiter         010500           Pame Hemoki v. Department of Health & Human Services         99 CSE 1168         Wade         010400           Michael Hynat v. Department of Health & Human Services         90 CSE 1235         Gray         117799           Bank Aumanover. Department of Health & Human Services         90 CSE 1238         Manne         011200           Richard A. McKeller v. Department of Health & Human Services         90 CSE 1234         Manne         011200           Baryl A. Banner, S. v. Department of Health & Human Services         90 CSE 1234         Wade         020300           Louella K. Snider v. Department of Health & Human Services         90 CSE 1234         Wade         020300           Redic Southards v. Department of Health & Human Services         90 CSE 1238         Mann         011200           Bulk G. Electron V. Department of Health & Human Services         90 CSE 1234         Mann         1173099           Bulk G. Sulfaren V. Department of Health & Human Services         90 CSE 1311         Mann         1172099           Bulk G. Sulfaren V. Department of Health & Human Services         90 CSE 1334         Merison         1172099	Gary Willis v. Department of Health & Human Services	99 CSE 1040	•		
June S. Shepherd v. Department of Health & Human Services James Hemoki v. Department of Health & Human Services Park Edward Crane v. Haywood Co. Dept. of Social Services Michael Hynar v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services Sharon Tucker v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services Sharon Tucker v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Avurunnye v. Department of Health & Human Services John Self-Self-Self-Self-Self-Self-Self-Self-					
James Homoki v. Department of Health & Human Services   99 CSE 1148   Wade   010500					
Frank Edward Crane v. Haywood Co. Dept. of Social Services Michael Bynar v. Department of Health & Human Services John Awurnonye v. Department of Fleath & Human Services Richard A. McKeller v. Department of Fleath & Human Services Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Sharon Tucker v. Department of Fleath & Human Services Por CSE 1258 Por C					
Michael Bryant v. Department of Health & Human Services         99 CSE 1235         Gray         11/1799           John Avuninopse v. Department of Health & Human Services         99 CSE 1258         Mann         01/1200           Sharon Tucker v. Department of Health & Human Services         99 CSE 1238         Really         11/12009           Baron Tucker v. Department of Health & Human Services         99 CSE 1238         Really         11/12009           Louella R. Sinder V. Department of Health & Human Services         99 CSE 1238         Wade         02/03/00           Louella R. Sinder V. Department of Health & Human Services         99 CSE 1288         Morrison         01/12/00           Adelbeid Cooper V. Department of Health & Human Services         99 CSE 1234         Morrison         11/30/99           Adelbeid Cooper V. Department of Health & Human Services         99 CSE 131         Leastier         01/12/00           Librio G. Sulfane V. Department of Health & Human Services         99 CSE 131         Leastier         01/12/00           David Black V. Department of Health & Human Services         99 CSE 1334         Relily         12/17/99           David Black V. Department of Health & Human Services         99 CSE 1334         Relily         12/17/99           Malcolm S. Mango V. Department of Health & Human Services         99 CSE 1345         Lassiter         12/23/29/99	•				
John Auvriannyev.   Department of Health & Human Services   99 CSE 1264   Lassiter   01/21/00	· ·				
Sharon Tucker v. Department of Health & Human Services   99 CSE 1284   Wade   020300			-	01/12/00	
Darry I.A. Bonner, Sr., v. Department of Health & Human Services   99 CSE 1286   Gray   020800		99 CSE 1264	Lassiter		
Louella R. Snider v Department of Health & Human Services   99 CSE 1287   Mann   01/12/00			•		
Raymond Orliz v. Department of Health & Human Services   99 CSE 1287   Mann   01/12/00					
Eddies Coubards v. Department of Health & Human Services         99 CSE 1310         Lassites         12/32/99           Dalvin Leon Eggleston v. Department of Health & Human Services         99 CSE 1311         Mann         03/07/00           Ellior G. Stiller v. Department of Health & Human Services         99 CSE 1313         Wade         12/15/99           Elgine R. Howev v. Department of Health & Human Services         99 CSE 1334         Wade         12/15/99           David Black v. Department of Health & Human Services         99 CSE 1334         Reilly         12/17/99           David Black v. Department of Health & Human Services         99 CSE 1338         Reilly         12/17/99           Malcolm S. Mungo v. Department of Health & Human Services         99 CSE 1345         Lassiter         12/23/99           Parly J. Vickers v. Department of Health & Human Services         99 CSE 1345         Lassiter         12/23/99           Parly J. Vickers v. Department of Health & Human Services         99 CSE 1345         Mann         02/08/00           Earry J. Vickers v. Department of Health & Human Services         99 CSE 1346         Mann         02/08/00           Solar J. Covidus v. Department of Health & Human Services         99 CSE 1375         Reilly         10/05/00           John J. Lowrau v. Department of Health & Human Services         99 CSE 1375         Reilly         10/0			•		
Adelheide Cooper v. Department of Health & Human Services   99 CSE 1311   Lassiter   1273/99					
Dalvin Leon Eggleston v. Department of Health & Human Services   99 CSE 1313   Mann   0.300700	•				
Elliof G, Skillem v, Department of Health & Human Services   99 CSE 1314   Wade   12/15/99     Bigene R, Hoover v, Department of Health & Human Services   99 CSE 1334   Morrison   12/19/99     David Black v, Department of Health & Human Services   99 CSE 1334   Reilly   12/17/99     David Black v, Department of Health & Human Services   99 CSE 1334   Reilly   12/17/99     David Black v, Department of Health & Human Services   99 CSE 1334   Reilly   12/17/99     David Black v, Department of Health & Human Services   99 CSE 1345   Lassiter   12/23/99     Phillip W, Wyman, Jr. v, Department of Health & Human Services   99 CSE 1345   Lassiter   12/23/99     Phillip W, Wyman, Jr. v, Department of Health & Human Services   99 CSE 1360   Wade   02/22/00     Perry J, Vickers v, Department of Health & Human Services   99 CSE 1360   Wade   02/22/00     Polymore of Health & Human Services   99 CSE 1376   Wade   02/22/00     Polymore of Health & Human Services   99 CSE 1376   Wade   02/22/00     Parkie D, Lewis v, Department of Health & Human Services   99 CSE 1378   Gray   12/09/99     Parkie D, Lewis v, Department of Health & Human Services   99 CSE 1378   Gray   12/09/99     Parkie D, Lewis v, Department of Health & Human Services   99 CSE 1385   Morrison   02/08/00     Warren Love, Jr. v, Department of Health & Human Services   99 CSE 1404   Mann   02/08/00     Warren Love, Jr. v, Department of Health & Human Services   99 CSE 1404   Mann   02/08/00     Warren Love, Jr. v, Department of Health & Human Services   99 CSE 1405   Lassiter   03/15/00     Dohn T, Wolfe, Jr. v, Department of Health & Human Services   99 CSE 1405   Mann   02/08/00     William Kizzie v Department of Health & Human Services   99 CSE 1406   Mann   03/08/00     William Kizzie v Department of Health & Human Services   99 CSE 1406   Mann   03/08/00     William Willow v, Department of Health & Human Services   99 CSE 1405   Mann   01/21/00     William Willow v, Department of Health & Human Services   99 CSE 1445   Mann   01/21/00     William Willow					
Eugene R. Hoover v. Department of Health & Human Services   99 CSE 1334   Morrison   12/20/99					
David Black v. Department of Health & Human Services   99 CSE 134   Reilly   12/17/99	John Ciccarelli v. Department of Health & Human Services	99 CSE 1324	Wade	12/15/99	
David Black v. Department of Health & Human Services   99 CSE 1338   Reilly   1217/99	T				
Malcoln S. Mungo v. Department of Health & Human Services   99 CSE 1345   Lassiter   1223/99   Philip W. Wyman, Jr. v. Department of Health & Human Services   99 CSE 1360   Wade   02/22/00   Reginald B. Bratton v. Department of Health & Human Services   99 CSE 1368   Morrison   02/08/00   Daha J. Lowama v. Department of Health & Human Services   99 CSE 1375   Reilly   01/05/00   Hasan A. Rahman v. Department of Health & Human Services   99 CSE 1375   Reilly   01/05/00   Hasan A. Rahman v. Department of Health & Human Services   99 CSE 1375   Reilly   01/05/00   Hasan A. Rahman v. Department of Health & Human Services   99 CSE 1384   Mann   03/08/00   Waren Love, Jr. v Department of Health & Human Services   99 CSE 1384   Mann   03/08/00   Waren Love, Jr. v Department of Health & Human Services   99 CSE 1384   Mann   03/08/00   Robert E. Wilson v. Department of Health & Human Services   99 CSE 1404   Morrison   02/18/00   Dohn T. Wolfe, Jr. v. Department of Health & Human Services   99 CSE 1404   Morrison   02/18/00   Dohn T. Wolfe, Jr. v. Department of Health & Human Services   99 CSE 1406   Mann   03/08/00   William Kizzie v Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Kizzie v Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   William Wilcov v. Department of Health & Human Services   99 CSE 1409   Chees   02/04/00   Weith Sv. Department of Health & Human Services   99 CSE 1409   Chees   02/14/00   William Wilcov v. Department of Health & Human Servic					
Phillip W. Wyman, Jr. v. Department of Health & Human Services         99 CSE 1364         Mann         02/08/00           erry J. Vickers v. Department of Health & Human Services         99 CSE 1368         Morrison         02/08/00           Reginald B. Bratton v. Department of Health & Human Services         99 CSE 1374         Mann         02/08/00           John J. Lowman v. Department of Health & Human Services         99 CSE 1378         Mann         02/08/00           George T. Crudqu v. Department of Health & Human Services         99 CSE 1378         Gray         12/20/99           Hasan A. Rahman v. Department of Health & Human Services         99 CSE 138         Mann         03/08/00           Warren Love, Jr. v. Department of Health & Human Services         99 CSE 1348         Mann         03/08/00           Warren Love, Jr. v. Department of Health & Human Services         99 CSE 140         Morrison         02/08/00           Boeric K. Graham v. Department of Health & Human Services         99 CSE 140         Morrison         02/08/00           William Kizzie v Department of Health & Human Services         99 CSE 140         Chess         02/04/00           King O. Williams v. Department of Health & Human Services         99 CSE 1419         Morrison         12/13/99           Michael J. Aris V. Department of Health & Human Services         99 CSE 142         Mann         01/0			•		
Reginald B. Bratton v. Department of Health & Human Services   99 CSE 1360   Wade   0.272.00	I				
Reginal B, Bratton v. Department of Health & Human Services   99 CSE 1374   Mann   02/08/00					
John J. Lowman v. Department of Health & Human Services   99 CSE 1375   Reilly   0105/00					
Hasan A. Rahman v. Department of Health & Human Services	John J. Lowman v. Department of Health & Human Services	99 CSE 1374	Mann		
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Bobby L. Bell v. Department of Health & Human Services 99 CSE 1468 Gray 02/04/00  Donahue Golden v. Department of Health & Human Services 99 CSE 1470 Mann 03/07/00  Darrick A. Fewell v. Department of Health & Human Services 99 CSE 1471 Morrison 02/24/00  Everton Walker v. Department of Health & Human Services 99 CSE 1476 Lassiter 01/11/00  Charles Bradley v. Department of Health & Human Services 99 CSE 1477 Mann 01/12/00  Cliffored Blackburn v. Department of Health & Human Services 99 CSE 1478 Reilly 02/21/00  James Freeman v. Department of Health & Human Services 99 CSE 1480 Wade 02/21/00  Everin Vereen v. Department of Health & Human Services 99 CSE 1485 Morrison 02/21/00  Robert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00  Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00					
Darrick A. Fewell v. Department of Health & Human Services  99 CSE 1471  Everton Walker v. Department of Health & Human Services  99 CSE 1476  Lassiter  01/11/00  Charles Bradley v. Department of Health & Human Services  99 CSE 1477  Mann  01/12/00  Cliffored Blackburn v. Department of Health & Human Services  99 CSE 1478  Reilly  02/21/00  James Freeman v. Department of Health & Human Services  99 CSE 1480  Wade  02/21/00  Cevin Vereen v. Department of Health & Human Services  99 CSE 1485  Morrison  02/21/00  Samuel G. Wilson v. Department of Health & Human Services  99 CSE 1493  Morrison  03/02/00	- •				
Everton Walker v. Department of Health & Human Services 99 CSE 1476 Lassiter 01/11/00 Charles Bradley v. Department of Health & Human Services 99 CSE 1477 Mann 01/12/00 Cliffored Blackburn v. Department of Health & Human Services 99 CSE 1478 Reilly 02/21/00 James Freeman v. Department of Health & Human Services 99 CSE 1480 Wade 02/21/00 Cevin Vereen v. Department of Health & Human Services 99 CSE 1485 Morrison 02/21/00 Cobert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00 Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00					
Charles Bradley v. Department of Health & Human Services 99 CSE 1477 Mann 01/12/00 Cliffored Blackburn v. Department of Health & Human Services 99 CSE 1478 Reilly 02/21/00 James Freeman v. Department of Health & Human Services 99 CSE 1480 Wade 02/21/00 Cevin Vereen v. Department of Health & Human Services 99 CSE 1485 Morrison 02/21/00 Cobert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00 Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00	I				
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James Freeman v. Department of Health & Human Services 99 CSE 1480 Wade 02/21/00 Kevin Vereen v. Department of Health & Human Services 99 CSE 1485 Morrison 02/21/00 Robert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00 Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00	The state of the s				
Kevin Vereen v. Department of Health & Human Services 99 CSE 1485 Morrison 02/21/00 Robert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00 Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00			•		
Robert T. Ausband v. Department of Health & Human Services 99 CSE 1492 Mann 01/21/00 Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00					
Samuel G. Wilson v. Department of Health & Human Services 99 CSE 1493 Morrison 03/02/00					
				03/02/00	
		99 CSE 1497	Mann	02/25/00	

	CASE		DATE OF	PUBLISHED DECISION
AGENCY	NUMBER	<u>ALJ</u>	DECISION	REGISTER CITATION
Willie J. Gadson v. Department of Health & Human Services	99 CSE 1498	Reilly	01/04/00	
Aherrik Lane v. Department of Health & Human Services	99 CSE 1500	Chess	02/22/00	
Michael David Jarvis v Department of Health & Human Services	99 CSE 1503	Morrison	02/04/00	
Amy Logan v. Department of Health & Human Services	99 CSE 1505	Mann	02/25/00	
Mickey Robinson v. Department of Health & Human Services Johnathan O. Smith v. Department of Health & Human Services	99 CSE 1506 99 CSE 1508	Reilly Mann	02/21/00 03/08/00	
Dawud S. Shabazz v. Department of Health & Human Services	99 CSE 1509	Wade	02/03/00	
Calvin L. McFayden v. Department of Health & Human Services	99 CSE 1511	Gray	02/21/00	
E. Monica Ward-Murray v. Department of Health & Human Services	99 CSE 1512	Mann	03/08/00	
Dennis R. Carros, Jr. v. Department of Health & Human Services	99 CSE 1514	Lassiter	02/21/00	
Wayne L. DeRoss v. Department of Health & Human Services	99 CSE 1515	Wade	02/21/00	
Rex E. Barnett v. Department of Health & Human Services Angela M. White v. Department of Health & Human Services	99 CSE 1528 99 CSE 1532	Reilly Gray	02/24/00 02/11/00	
Charles H. Bryson, Jr. v. Department of Health & Human Services	99 CSE 1532	Mann	02/11/00	
Pamatha Shields v. Department of Health & Human Services	99 CSE 1534	Morrison	02/21/00	
Karlos M. Gregory v. Department of Health & Human Services	99 CSE 1535	Lassiter	01/11/00	
Farrell John Jordan v. Department of Health & Human Services	99 CSE 1536	Mann	02/15/00	
Roger S. Chandler v. Department of Health & Human Services	99 CSE 1537	Reilly	02/25/00	
William H. Strange v. Department of Health & Human Services	99 CSE 1539	Wade	02/25/00	
Joseph E. Hosch v. Department of Health & Human Services George L. Cherry v. Department of Health & Human Services	99 CSE 1540 99 CSE 1546	Chess Reilly	02/22/00 02/01/00	
Dedrick L. Adell v. Department of Health & Human Services	99 CSE 1547	Wade	02/01/00	
Elliott W. Ross 82CVD008898 v. Dept. of Health & Human Services	99 CSE 1550	Gray	02/25/00	
Albert D. Dutzman II v. Department of Health & Human Services	99 CSE 1559	Morrison	02/25/00	
Uriah Thompson, III v. Department of Health & Human Services	99 CSE 1563	Lassiter	03/27/00	
Jose A. Baralaga v. Department of Health & Human Services	99 CSE 1564	Morrison	02/15/00	
Thomas A. Stewart, 11 v. Department of Health & Human Services	99 CSE 1569	Reilly	01/11/00	
Donald D. Birkhofer v. Department of Health & Human Services	99 CSE 1570	Wade	01/07/00	
Dennis D. Horne v. Department of Health & Human Services Vashon Kearney v. Department of Health & Human Services	99 CSE 1572 99 CSE 1576	Mann Gray	03/07/00 02/08/00	
Peter Feige v. Department of Health & Human Services	99 CSE 1570	Mann	02/05/00	
Donald S. Dorest v. Department of Health & Human Services	99 CSE 1588	Lassiter	01/05/00	
Randy Russotti v. Department of Health & Human Services	99 CSE 1606	Gray	02/08/00	
Malcolm Kelly Teague v. Department of Health & Human Services	99 CSE 1621	Mann	02/15/00	
Damion C. Graham v. Department of Health & Human Services	99 CSE 1622	Morrison	03/06/00	
Willie J. Curry v. Department of Health & Human Services	99 CSE 1623	Lassiter	01/05/00	
Eugene B. Patton v. Department of Health & Human Services Frank P. Nelson v. Department of Health & Human Services	99 CSE 1659 99 CSE 1667	Morrison Reilly	03/08/00 02/15/00	
Harvey H. Boyd v. Department of Health & Human Services	00 CSE 0074	Gray	03/15/00	
James A. Liles v. Department of Health & Human Services	00 CSE 0095	Morrison	03/21/00	
Tony G. Harris v. Department of Health & Human Services	00 CSE 0125	Morrison	03/27/00	
Joseph C. Childers v. Department of Health & Human Services	00 CSE 0141	Lassiter	03/22/00	
Muriel Thomas v. DHR, Div of Social Services	98 DCS 0631	Wade	12/15/99	
Kathryn P. Fagan v. Department of Health & Human Services	98 DCS 1769	Morrison	06/25/99	
Tresha W. Robinson v. Department of Health & Human Services	99 DCS 0480	Gray	10/18/99	
Robert Dwayne Kennedy v. Department of Health & Human Services Deborah Seegars v. Department of Health & Human Services	99 DCS 0482 99 DCS 0505	Wade Phipps	09/10/99 06/30/99	
Tabitha Y. Richard v. Department of Health & Human Services	99 DCS 0545	Reilly	03/15/00	
Lillian Anne Darroch v. Department of Health & Human Services	99 DCS 0555	Gray	07/06/99	
Evelyn C. Pratt v. Department of Health & Human Services	99 DCS 0813	Owens	08/25/99	
Jacqueline D. Caldwell v. Department of Health & Human Services	99 DCS 0974	Morrison	09/20/99	
Perry D. Wall v. Department of Health & Human Services	99 DCS 1592	Wade	03/15/00	
JUSTICE				
Alarm Systems Licensing Board				
Terry Allen Brickey v. Alarm Systems Licensing Board	99 DOJ 0097	Wade	05/21/99	
Travis Eric Reardon v. Alarm Systems Licensing Board	99 DOJ 0446	Phipps	07/28/99	
Brian Anthony Bartimac v. Alarm Systems Licensing Board	99 DOJ 0487	Morrison	05/25/99	
Paul Luke Walczak v. Alarm Systems Licensing Board	99 DOJ 0489	Owens	08/03/99	
Melvin T. Lohr v. Alarm Systems Licensing Board	99 DOJ 0490	Morrison	05/24/99	
Bradford D. Penny v. Alarm Systems Licensing Board Benny L. Shaw v. Alarm Systems Licensing Board	99 DOJ 0522 99 DOJ 0523	Morrison Morrison	06/08/99 06/08/99	
Tracey Larue Santana v. Alarm Systems Licensing Board	99 DOJ 0524	Phipps	09/24/99	
Donald Eugene Boger v. Alarm Systems Licensing Board	99 DOJ 0715	Owens	07/29/99	
Kajur Washburn v. Alarm Systems Licensing Board	99 DOJ 0716	Owens	07/29/99	
Timothy Chezere Sifford v. Alarm Systems Licensing Board	99 DOJ 1022	Morrison	09/24/99	
Howard Douglas Self v. Alarm Systems Licensing Board	99 DOJ 1230	Reilly	10/27/99	
Edward W. Hester v. Alarm Systems Licensing Board	99 DOJ 1295	Morrison	12/03/99	
Steven Craig Holloway v. Alarm Systems Licensing Board Richard C. Young v. Alarm Systems Licensing Board	99 DOJ 1299 99 DOJ 1304	Morrison Morrison	12/07/99 12/03/99	
Roger Bennett, Jr. v. Alarm Systems Licensing Board	99 DOJ 1304 99 DOJ 1466	Wade	01/07/00	
Heather Lynn Griffin v. Alarm Systems Licensing Board	99 DOJ 1734	Morrison	02/08/00	
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Education and Training Standards Division				

<u>AGENCY</u>	CASE NUMBER	<u>ALJ</u>	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Linda Deloris King v. Criminal Justice Ed. & Training Stds. Comm.	98 DOJ 0573	Mann	03/21/00	
Rock Steven Edwards v. Criminal Justice Ed. & Training Stds. Comm.	98 DOJ 0906	Chess	05/13/99	
Michael Angelo Dunn, Sr. v Criminal Justice Ed. & Training Stds. Comm.	98 DOJ 1503	Chess	01/20/00	14:18 NCR 1649
Anthony Scott Hughes v. Sheriffs' Ed. & Training Standards Comm.	98 DOJ 1530	Chess	05/12/99	
Hal Pilgreen v. Criminal Justice Ed. & Training Stds. Comm.	98 DOJ 1775	Chess	06/09/99	
Emma J. Kiser v. Sheriffs' Ed. & Training Standards Comm.  Keith Allen Norris v. Sheriffs' Ed. & Training Standards Comm.	98 DOJ 1793 99 DOJ 0045	Gray Mann	06/07/99 07/29/99	14:04 NCR 351
Sherry Davis Kenney v. Criminal Justice Ed. & Training State Comm.	99 DOJ 0043	Wade	06/08/99	14.04 NCK 331
Leroy Darrell Jones, Jr. v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 0068	Gray	02/25/00	14:19 NCR 1794
Brian G. Mead v. Criminal Justice Education & Training Stds. Comm.	99 DOJ 0106	Gray	10/07/99	
Steven Randolph Russell v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 0123	Owens	10/29/99	14:11 NCR 928
Russell Lee Yelverton v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 0131	Phipps	08/11/99	
James Marion Massey v. Criminal Justice Ed. & Training Stds. Comm.  Mark E. Narron v. Sheriffs' Ed. & Training Stds. Commission	99 DOJ 0168 99 DOJ 0453	Reilly Morrison	10/11/99 09/08/99	14:07 NCR 568
Shean E. Taylor v. Sheriffs' Ed. & Training Stds. Commission	99 DOJ 0790	Reilly	09/08/99	14.07 NCR 308
Dennis L. Ramsingh v. Sheriffs' Ed. & Training Stds. Commission	99 DOJ 0796	Gray	11/04/99	
Sandra G. Armstrong v. Sheriffs' Ed. & Training Standards Comm.	99 DOJ 0844	Mann	09/24/99	
Edward L. Lusk v. Sheriffs' Ed. & Training Standards Comm.	99 DOJ 0846	Phipps	09/29/99	
Tonnette Bembury v. Sheriffs' Ed. & Training Standards Comm.	99 DOJ 0934	Reilly	09/29/99	
Terry Leon Jones v. Criminal Justice Education & Training Stds. Comm.	99 DOJ 1054	Wade	10/21/99	
Noel Benjamin Rice v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 1058	Chess Morrison	03/02/00	
Laverne Artis v. Sheriffs' Ed. & Training Standards Commission Brenda J. Hines v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1137 99 DOJ 1138	Wade	01/31/00 10/14/99	
George Hoke Powell, Jr. v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 1363	Chess	12/08/99	
Marcus Anthony Dixon v Sheriffs' Education & Training Stds. Comm.	99 DOJ 1527	Chess	01/21/00	
Charles S. Triplett v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 1584	Wade	03/08/00	
Jack C. Davis v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1586	Wade	03/08/00	
Tommie L. Wiggins v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1688	Mann	02/24/00	
Private Protective Services Board				
Tri-City Securities and James G. Hutcherson v. Private Protective Svcs. Bd.	98 DOJ 1749* <sup>7</sup>	Phipps	09/02/99	
Tri-City Securities and James G. Hutcherson v. Private Protective Svcs. Bd.	98 DOJ 1752*7	Phipps	09/02/99	
Ordie Hazu McFarland v. Private Protective Services Board	99 DOJ 0099	Morrison	10/12/99	
Thomas E. Mewborn v. Private Protective Services Board Michael Lynn Arter v. Private Protective Services Board	99 DOJ 0101 99 DOJ 0262	Owens Wade	07/30/99 05/25/99	
Jeffrey S. Moore v. Private Protective Services Board	99 DOJ 0488	Morrison	05/24/99	
Bonnie Marie Keller v. Private Protective Services Board	99 DOJ 0491	Morrison	05/24/99	
Shawn E. Alexander v. Private Protective Services Board	99 DOJ 0492	Owens	07/19/99	
Ronald E. Sulloway v. Private Protective Services Board	99 DOJ 0493	Morrison	05/24/99	
Raymond Solomon v. Private Protective Services Board	99 DOJ 0494	Morrison	05/25/99	
Charles E. Evans, Jr. v. Private Protective Services Board	99 DOJ 0496	Morrison	05/25/99	
Lawrence Martin v. Private Protective Services Board William E. Ellis, Sr. v. Private Protective Services Board	99 DOJ 0526 99 DOJ 0527	Morrison Morrison	10/25/99 06/08/99	
Bobby James Nicholson v. Private Protective Services Board	99 DOJ 0528	Phipps	08/17/99	
Murray J. Degnan v. Private Protective Services Board	99 DOJ 0529	Gray	11/29/99	
James Lee Morris v. Private Protective Services Board	99 DOJ 0714	Chess	12/08/99	
Thomas William Atchison v. Private Protective Services Board	99 DOJ 1018	Morrison	09/21/99	
Mark Lavern Hewitt v. Private Protective Services Board	99 DOJ 1019	Gray	11/10/99	
Robert Steven Pekel v. Private Protective Services Board	99 DOJ 1020	Gray	11/10/99	
Peggy Ann Galespie v. Private Protective Services Board	99 DOJ 1121	Chess	12/08/99	
Michael Jaye Korn v. Private Protective Services Board  Jacqueline Renee Haywood v. Private Protective Services Board	99 DOJ 1122 99 DOJ 1123	Wade Gray	01/07/00 11/10/99	
Isaiah Kornegay, Jr. v. Private Protective Services Board	99 DOJ 1290	Morrison	12/07/99	
Wayne Orlando Miller v. Private Protective Services Board	99 DOJ 1291	Morrison	12/09/99	
Richard Asiedu v. Private Protective Services Board	99 DOJ 1293	Morrison	12/09/99	
David Gregory Mims v. Private Protective Services Board	99 DOJ 1294	Chess	12/08/99	
Garland D. Melvin v. Private Protective Services Board	99 DOJ 1296	Morrison	12/03/99	
Jerron Devoa Caldwell v. Private Protective Services Board	99 DOJ 1297	Chess	12/08/99	
Theodore Little v. Private Protective Services Board Dennis L. Young v. Private Protective Services Board	99 DOJ 1300	Wade	01/07/00	
Jose V. Vargas v. Private Protective Services Board	99 DOJ 1301 99 DOJ 1302	Morrison Morrison	12/03/99 12/03/99	
Gwendolyn L. Gray v. Private Protective Services Board	99 DOJ 1303	Morrison	12/03/99	
Allen D. Edenburn v. Private Protective Services Board	99 DOJ 1305	Morrison	12/03/99	
Chris George McCracken v. Private Protective Services Board	99 DOJ 1417	Morrison	11/29/99	
William Torres v. Private Protective Services Board	99 DOJ 1733	Morrison	03/09/00	
John Smiley v. Private Protective Services Board	00 DOJ 0016	Morrison	02/29/00	
PUBLIC INSTRUCTION				
Martin Wayne Fletcher v. St. Bd. of Educ., Dept of Public Instruction	98 EDC 0001	Chess	09/21/994	
S.H. by and through her guardian and custodian, H.H. and H.H v.	98 EDC 1124	Mann	06/11/99	
Henderson County Board of Education aula Morrill, individually/on behalf of John Morrill v. Wake Cty. Schools	98 EDC 1205	Gray	09/24/99	
S.L.F. and S.F.F. v.Charlotte-Mecklenburg Board of Education	98 EDC 1203 98 EDC 1649	Mann	06/04/99	
Marshall Scott Brannan v. Department of Public Instruction	98 EDC 1796	Owens	07/13/99	14:07 NCR 565

AGENCY	CASE <u>NUMBER</u>	<u>ALJ</u>	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Matthew Weber, and his father and next friend, Brian Weber, and Brian Weber v. Wilkes County Schools	99 EDC 0291	Mann	09/07/99	
Michael Mathison v. Charlotte-Mecklenburg Board of Education	99 EDC 0390	Gray	12/16/99	
David J. Dew v. Charlotte-Mecklenburg Board of Education	99 EDC 0498	Gray	12/13/99	
Deborah F. Brogden v. State Board of Education	99 EDC 0734	Reilly	10/05/99	
C. Kenneth Warrington v. Edgecomhe County Schools	99 EDC 0955	Reilly	09/29/99	
Edward Lawrence Morrill & Paula Marie Morrill v. Board of Directors	99 EDC 1080	Chess	01/11/00	
Raleigh Charter High School Beverly Simon Hamilton v Union County Board of Education	99 EDC 1280	Gray	02/01/00	
STATE PERSONNEL				
Department of Administration				
Bernard A. Brown v. Department of Administration	99 OSP 1025	Wade	01/14/00	
Department of Agriculture				
H.C. Troxler, Jr. v. Dept. of Agriculture and Consumer Services	99 OSP 0659	Chess	07/27/99	
Community Colleges				
Thomas Michael Chamberlin v. Department of Community Colleges	99 OSP 0286	Phipps	06/25/99	
Correction				
E. Wayne Irvin v. Department of Correction	94 OSP 1791	Morrison	05/18/99	14:01 NCR 60
Calvia L. Hill v. Department of Correction	98 OSP 0268	Reilly	02/15/00	
Pershield DeLoatch v. Department of Correction	98 OSP 1026	Gray	08/11/99	
Deborah Smith v. Department of Correction	98 OSP 1126 98 OSP 1272	Chess Chess	06/22/99 05/14/99	
Maydean L. Taylor v. Department of Correction  Ann McMillian v. Morrison Youth Institution, Department of Correction	98 OSP 1272 98 OSP 1275	Chess	05/12/99	
Edward Alan Roper v. DOC, Div. of Prisons, Western Youth Institute	98 OSP 1644	Gray	08/11/99	
Shirley Sellars v. Department of Correction	98 OSP 1788 <sup>10</sup>	Gray	09/30/99	
Sean R. Dillard v. Dept. of Correction, Pasquotank Correctional Inst.	98 OSP 1800	Gray	08/26/99	
DeCarlos Stanley v. Department of Correction	99 OSP 0027	Morrison	06/22/99	
Steve A. Matthews v. Department of Correction	99 OSP 0162	Morrison	08/20/99	
Patrick Smith v. Department of Correction	99 OSP 0163	Morrison	10/14/99	
Harry E. Kenan v. Capt. B.F. Lewis, Polk Youth Institution	99 OSP 0257	Phipps	06/07/99	
Robert Russell, Jr. v. Jeff Jones, Div of Community Corrections	99 OSP 0258	Lassiter	09/29/99	
Judith Caves v. Department of Correction	99 OSP 0338	Phipps	09/29/99	14:11 NCR 945
Shirley Sellars v. Department of Correction	99 OSP 0386 <sup>10</sup>	Gray	09/30/99	
Richmond Fulmore v. Department of Correction, Wake Correctional Henry C. Parks v. DART/Admin., Ann Shea, Edward McCall, Thomas	99 OSP 0416 99 OSP 0512	Mann	06/04/99	
G. Ivester	99 OSF 0312	Morrison	09/22/99	
Jerry D. Crawford v. Department of Correction 99 OSP 0577	Reilly	06/02/99		
Walter L. Whitaker v. Capt. Ricky Johnson, Pasquotank Corr. Inst.	99 OSP 0644	Gray	10/12/99	
Angelo Alfonzo Smith v. Department of Correction	99 OSP 0675	Gray	11/04/99	
Charles Creegan v. Department of Correction	99 OSP 0765	Reilly	08/03/99	
Kathi P. Brown v. NC Correctional Institute for Women	99 OSP 0914	Chess	12/10/99	
David J. Dennis v. Department of Corrections, Polk Youth Institution	99 OSP 0918	Chess	10/12/99	
Tara King v. Department of Corrections	99 OSP 0930	Chess	11/08/99	
Joyce Ann Bullock v. Polk Youth Institution	99 OSP 1065	Wade	11/15/99	
Timothy Ramey v. Department of Correction	99 OSP 1085	Chess	11/22/99	
Barbara Leviner Jackson v. Department of Correction	99 OSP 1091	Mann	03/16/00	
Curtis Lee Tucker v. Dept. of Correction - Caledonia Heather Williams v. Department of Correction	99 OSP 1097	Wade Reilly	12/06/99	
June Annette Cooley v. DOC, Correction Enterprises	99 OSP 1163 99 OSP 1164 <sup>14</sup>	Lassiter	12/13/99 02/18/00	
Edward E. Hodge v. Department of Correction	99 OSP 1224	Lassiter	01/03/00	
Russell S. Jackson v. Department of Correction, Albemarle	99 OSP 1236	Morrison	12/22/99	
Correctional Inst./Michael York				
Valee Taylor v. Department of Correction	99 OSP 1256	Lassiter	01/05/00	
Demetrice Arnetha Keith v. DOC, Div. of Community Corrections	99 OSP 1318	Gray	03/17/00	
Scott Powell v. Department of Correction, Central Prison	99 OSP 1413	Mann	03/01/00	
Sharon Tucker v. Ms. LaVee Hamer, DOC, Gen. Counsel to the Secretary	99 OSP 1519	Gray	01/10/00	
Jan C. Smith v. Department of Correction, Dart Cherry Program	99 OSP 1647	Gray	01/21/00	
June Annette Cooley v. DOC, Correction Enterprises  Judy A. Brewer v. Odom Correctional Institution	99 OSP 1662 <sup>14</sup> 99 OSP 1714	Lassiter Mann	02/18/00 03/03/00	
Crime Control and Public Safety				
Thomas Michael Chamberlin v. DCCPS, Center for Missing Persons	99 OSP 0596*4	Gray	08/16/99	
Ira Braswell IV v. Governor's Crime Commission, DCCPS	99 OSP 1331	Lassiter	02/09/00	
North Carolina School for the Deaf				
Steve Crawford v. North Carolina School for the Deaf	99 OSP 0640	Lassiter	10/18/99	
Danny Wilson Carson v. North Carolina School for the Deaf	99 OSP 0641	Lassiter	10/18/99	
Eric Arden Hurley v. North Carolina School for the Deaf	99 OSP 0087	Reilly	06/24/99	

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Employment Security Commission Russell J. Suga v. Employment Security Commission	96 OSP 1122	Reilly	05/26/99	
Environment and Natural Resources  L. Clifton Carroll v. Dept of Natural Resources, Div. of Parks and Recreation	98 OSP 0914	Gray	10/22/99	14:12 NCR 1082
Larry A. Campbell v. NC Wildlife Resources Commission Pathe Vivek v. Department of Environment & Natural Resources	99 OSP 0050 99 OSP 0956	Morrison Chess	11/10/99 10/06/99	14:12 NCR 1086
Health and Human Services Debbie L. Whitley v. Wake County Department of Social Services Vera Crenshaw v. DHHS, Julian F. Keith Alc. & Drug Abuse Trtmt. Ctr. lvey G. Rhodes v. Pitt County Mental Health Center	97 OSP 0722 98 OSP 0456 98 OSP 0924	Phipps Gray Phipps	09/27/99 08/05/99 07/09/99	
Dianna H. Smith v. DHHS, Caswell Center Odessa D. Gwynn v. Caswell County Health Department Tonya Carson v. Buncombe County Health Center Doris Virginia Wearing v. Durham County Health Department	98 OSP 1245 98 OSP 1299 98 OSP 1335 98 OSP 1432	Chess Gray Gray Reilly	01/10/00 08/25/99 02/16/00 06/18/99	
Norman Kinnett v. DHHS, Caswell Center Leon Kea v. DHR, O'Berry Center Julia A. Cameron v. John Umstead Hospital, Health & Human Services Danny Jacob v. Onslow County Board of Health	98 OSP 1477 98 OSP 1733 99 OSP 0053 99 OSP 0129	Wade Morrison Morrison Gray	02/29/00 12/22/99 06/22/99 10/12/99	14:11 NCR 936
Jency Abrams v. Onsow Codiny Board of Health & Human Services Joann Thomas v. Neuse Mental Health Center Lisa Adams-Houghton v. Rockingham Co. Dept of Social Services Linda R. Walker v. Craven County Health Dept., Craven County	99 OSP 0147 99 OSP 0254 99 OSP 0278 99 OSP 0281	Owens Reilly Gray Chess	08/11/99 01/13/00 11/04/99 03/07/00	14:18 NCR 1661
Dept. of Social Services, and Craven County Timothy Truzy v. Department of Health & Human Services Carlos D. Burks, Sr. v. North Carolina Special Care Center	99 OSP 0316 99 OSP 0325	Gray Owens	10/22/99 08/25/99	
Donna Pittman v. Department of Health & Human Services Bryan Benson v. Durham Cty. Area MH/DD/SAS Program Shirley C. Jones v. Department of Health & Human Services James Michael Dunn v. Pitt Co. Mental Health, Developmental	99 OSP 0444 99 OSP 0516 99 OSP 0533 99 OSP 0549	Morison Gray Mann Gray	12/15/99 08/31/99 09/24/99 12/21/99	
Disabilities, and Substance Abuse Area Program Odell Hudson v. Health & Human Svcs., Dorothea Dix Hospital Erica Joynes v. Durham County Department of Social Services Thomas Michael Chamberlin v. Off. of Juvenile Justice, Juvenile	99 OSP 0609 99 OSP 0671 99 OSP 0673*4	Gray Gray Gray	07/07/99 07/13/99 08/16/99	
Services Division, 14th District Court Division Cheryl Highsmith v. DHHS, Youth Svcs., New Hanover Reg. Juvenile Detention Center	99 OSP 0763	Owens	09/03/99	
Carolyn A. Carter v. Cleveland County Dept of Social Services Veda B. Gill v. Durham County Department of Social Services Patricia Pender v. DHHS, Eastern NC School for the Deaf	99 OSP 1055 99 OSP 1090 99 OSP 1124	Gray Morrison Lassiter	11/29/99 11/09/99 03/06/00	
Dennis W. Retzlaff v. Warren County Board of Health Alan J. Herrick v Rutherford-Polk MH/DD/SAS Jency Abrams v. Department of Health & Human Services Todd L. Chavis v. Murdoch Center 99 OSP 1388	99 OSP 1157 99 OSP 1357 99 OSP 1382 Mann	Morrison Chess Mann 02/09/00	02/22/00 01/21/00 02/04/00	14:19 NCR 1800
Edna W. Childs v. Gaston-Lincoln Area Mental Health Program Donald R. Hopper v. Dart Caswell 4415 Anthony Ratcliff v. Department of Health & Human Services Johnnie R. Arrington v. DHHS, Dorothea Dix Hospital	99 OSP 1454 99 OSP 1481 99 OSP 1483 99 OSP 1711	Morrison Mann Phipps Mann	12/29/99 02/09/00 09/22/99 03/22/00	
Johnston County Lili Romaine Lee v. County of Johnston	99 OSP 0456	Morrison	06/02/99	
Justice Thomas Michael Chamberlin v. Justice, Justice Academy	99 OSP 0308	Phipps	06/11/99	
Labor Robert C. Adams v. Department of Labor	99 OSP 0667	Gray	07/28/99	
Department of Public Instruction Billy McEachern v. Schools of Robeson County John Lee Herbin v. Smarkand Manor Training School Linda D. Chapman v. Lenoir County Public Schools	99 OSP 0189 99 OSP 0273 99 OSP 0691	Wade Gray Reilly	09/04/99 08/04/99 08/16/99	
State Auditor Antonio Allen Bolton v. Office of the N.C. State Auditor	99 OSP 0979	Wade	11/22/99	
Transportation Michelle Maloney Wilkins v. Department of Transportation Yudy S. Grindstaff v. Department of Transportation Charles W. McAdams v. Dept. of Transportation, Div/Motor Vehicles	98 OSP 0836 98 OSP 1028 99 OSP 0034	Morrison Gray Mann	05/20/99 09/30/99 06/23/99	
Larry R. Lane v. Department of Transportation 99 OSP 0105 Ronald Roberson v. Dept. of Transportation, Right-of-Way Branch	Mann 99 OSP 0142	06/11/99 Morrison	06/08/99	

AGENCY	CASE <u>NUMBER</u>	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Shelvia Davis v. Department of Transportation 99 OSP 0156	Owens	06/23/99		
Carmalita Daniels v. Department of Transportation	99 OSP 0264	Gray	08/20/99	
aul N. Harris v. Dept. of Transportation, Div of Motor Vehicles	99 OSP 0625	Gray	12/02/99	14:14 NCR 1336
Carolyn Campell v. Dept of Transportation	99 OSP 0739	Reilly	12/03/99	14:14 NCR 1339
Iniversity of North Carolina				
Vanda Troxler v. A & T State University and Dr. Ray J. Davis	97 OSP 0819	Phipps	08/02/99	
Vivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East  Carolina University	97 OSP 1268* <sup>2</sup>	Phipps	07/06/99	
/ivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East  Carolina University	97 OSP 1269* <sup>2</sup>	Phipps	07/06/99	
Vivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University	97 OSP 1270* <sup>2</sup>	Phipps	07/06/99	
ackie S. Flowers v. East Carolina University	98 OSP 1618	Reilly	06/24/99	
ames A. Benton v. University of North Carolina at Charlotte	99 OSP 0047	Wade	10/08/99	
racey L. Wilson v. North Carolina Central University	99 OSP 0388	Chess	12/06/99	
tex A. Coughenour v. University of North Carolina at Chapel Hill	99 OSP 0517*6	Reilly	08/27/99	
ashmi P. Eddins v. University of North Carolina at Charlotte	99 OSP 0557	Gray	02/22/00	
Anna Anita Huff v. Dr. Lonnie Sharpe/Dr. Reza Salami-Coll/Engineering	99 OSP 0599	Chess	07/16/99	
Lex A. Coughenour v. University of North Carolina at Chapel Hill	99 OSP 0623*6	Reilly	08/27/99	
Thomas Micbael Chamberlin v. UNC @ Chapel Hill, Dept. of University Housing, Division of Student Affairs	99 OSP 0674* <sup>4</sup>	Gray	08/16/99	
lalycon Tudie Blake v. University of North Carolina at Chapel Hill	99 OSP 0686	Gray	07/08/99	
Bridgette R. Booker v. Winston-Salem State University	99 OSP 0731	Chess	09/03/99	
ex A. Coughenour v. University of North Carolina at Chapel Hill	99 OSP 0830*6	Reilly	08/27/99	
Emperance T. Tobe v. North Carolina Central University	99 OSP 0865	Chess	08/24/99	
hyllis Martin v. NC A & T State University	99 OSP 1030	Lassiter	01/04/00	
nez Eason v. University of North Carolina at Wilmington	99 OSP 1069	Mann	02/14/00	
ames W. Murrell v. University of North Carolina at Whitington	99 OSP 1102	Morrison	11/29/99	
larold Richardson v. University of North Carolina at Chapet 11th	99 OSP 1208	Wade	11/15/99	
Albertina Thompson v. Chancellor James Renick of NC A & T Univ.	99 OSP 1578	Gray	12/17/99	
Vildlife Commission				
ames L. Bridges v. Wildlife Commission	99 OSP 1351	Lassiter	03/16/00	
EPARTMENT OF LABOR				
dellacino's v. Department of Labor 99 DOL 1216	Reilly	12/14/99		
DEPARTMENT OF TRANSPORTATION				
eter Kay., Stern v. Department of Transportation	99 DOT 0668	Owens	07/29/99	
INIVERSITY OF NORTH CAROLINA	00 10 10 00 00		0.6/0.1/0.0	
tephanie A. Payne v. UNC Hospitals	99 UNC 0375	Morrison	06/21/99	
arbara A. Russell v. UNC Hospitals	99 UNC 0540	Gray	08/11/99	
obin Perkins Stephens v. UNC Hospitals	99 UNC 0563	Owens	07/21/99	
ita Jo Kincaid v. UNC Hospitals	99 UNC 0746*5	Reilly	08/09/99	
ita Jo Kincaid v. UNC Hospitals	99 UNC 0747*5	Reilly	08/09/99	
dna Heath v. UNC Hospitals	99 UNC 0943	Chess	10/15/99	
linton E. Taylor, Sr., v. UNC Hospitals	99 UNC 1117	Morrison	12/22/99	
Valid Sadak v. UNC Hospitals	99 UNC 1411	Mann	03/21/00	

## **CUMULATIVE INDEX**

(Updated through April 11, 2000)

	Offber
	Approved Kule
Effective by	Governor
Text differs	rrom proposal
RC Status	Date
RRC	Action
Fiscal	Note
Notice of	Text
Temporary	Rule
Rule-making	Proceedings
Ageocy/Rule	Citation

This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at 919/733-2678. Fiscal Note: S = Rule affects the expenditure or distribution of state funds. L = Rule affects the expenditure or distribution of local government funds. SE = Rule has a substantial economic impact of at least \$5,000,000 in a 12-month period. \* = Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. 150B-21.4.

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21 NCAC 01 ,0101	13:22 NCK 1820		14:03 NCK 243		Object Approve	02/17/00	*
<b>ADMINISTRATION</b>	-						
Council for Women,	North Carolina						
1 NCAC 17	13:19 NCR 1606						
Indian Affairs, Commission of	ssioo of						
1 NCAC 15,0201	13:02 NCR 175						
1 NCAC 15 .0205	13:02 NCR 175						
1 NCAC 15 .0206	13:02 NCR 175						
1 NCAC 15 .0212	13:02 NCR 175						
 1 NCAC 15 .0213	13:02 NCR 175						
Non-Public Education							
1 NCAC 40 .0101		13:05 NCR 521 14:04 NCR 311	Temp Expired 05/29/99				
1 NCAC 40 .0102		13:05 NCR 521 14:04 NCR 311	Temp Expired 05/29/99				
1 NCAC 40 .0103		13:05 NCR 521 13:13 NCR 1057 14:04 NCR 311	Temp Expired 05/29/99 Temp Expired 05/29/99				
 1 NCAC 40 .0201		13:05 NCR 521 13:13 NCR 1057 14:04 NCR 311	Temp Expired 05/29/99 Temp Expired 05/29/99				
 1 NCAC 40 .0202		13:05 NCR 521 13:13 NCR 1057 14:04 NCR 311	Temp Expired 05/29/99 Temp Expired 05/29/99				
1 NCAC 40 .0203		13:05 NCR 521 13:13 NCR 1057	Temp Expired 05/29/99 Temp Expired 05/29/99				

,	Other																										
	Approved Rule													14:10 NCR 839		14:10 NCR 839					14:10 NCR 839					14:10 NCR 839	14:10 NCR 839
Effective by	Governor																										
Text differs	irom proposal																*	*						*			
Status	Date												02/17/00	10/04/99	w 02/17/00	10/04/99	02/17/00	02/17/00	w 02/17/00	02/17/00	10/04/99	02/17/00	02/17/00	02/17/00	02/17/00	10/04/99	10/04/99
RRC Status	Action												Approve	Approve	Agcy Withdrew 02/17/00	Approve	Approve	Approve	Agcy Withdrew	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve
Fiscal	Note						*	*	*	*	*		*	N/A	S	N/A	*	*	*	s	N/A	*	*	*	*	N/A	N/A
Notice of	Text	Temp Expired 05/29/99 Temp Expired 05/29/99					13:08 NCR 647	13:08 NCR 647	13:08 NCR 647	13:08 NCR 647	13:08 NCR 647		14:12 NCR 1029	N/A	14:12 NCR 1029	N/A	14:12 NCR 1030	14:12 NCR 1030	14:12 NCR 1030	14:12 NCR 1030	N/A	14:12 NCR 1030	14:12 NCR 1030	14:12 NCR 1033	14:12 NCR 1033	N/A	N/A
Temporary	Rufe	14:04 NCR 311 13:05 NCR 521 13:13 NCR 1057 14:04 NCR 311										TICE OF															
Rule-making	Proceedings		Division	13:04 NCR 360	13:04 NCR 360	ned Campaign	13:04 NCR 360	13:04 NCR 360	13:04 NCR 360	13:04 NCR 360	13:04 NCR 360	HEARINGS, OFF	14:08 NCR 579	N/A	14:08 NCR 579	N/A	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	N/A	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	N/A	N/A
Agency/Rule	Citation	1 NCAC 40 .0204	Purchase and Contract Division	1 NCAC 05C	1 NCAC 05D	State Employees Combined Campaign	1 NCAC 35.0101	1 NCAC 35,0103	1 NCAC 35 .0202	1 NCAC 35,0304	1 NCAC 35.0308	ADMINISTRATIVE HEARINGS, OFFICE OF	26 NCAC 01 .0101	26 NCAC 01 .0101	26 NCAC 01 .0103	26 NCAC 01 .0104	26 NCAC 02C .0103	26 NCAC 02C .0105	26 NCAC 02C .0108	26 NCAC 02C .0303	26 NCAC 02C .0303	26 NCAC 02C .0306	26 NCAC 02C,0403	26 NCAC 03.0101	26 NCAC 03.0119	26 NCAC 04 .0102	26 NCAC 04 .0103

	Other																										
	Approved Rule	14:10 NCR 839	14:15 NCR 1354	14:10 NCR 839		000 00000000000000000000000000000000000	14:09 NCK 708		14:09 NCB 708		14:06 NCR 490	14:06 NCR 490		14:06 NCR 490													
	Effective by Governor																										
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Super State	Action	Approve	Approve	Approve		Object	Approve		Object Approve	20044	Approve	Approve	Agcy Withdrew	Approve	Agcy Withdrew 07/15/99												
	Fiscal Note	N/A	N/A	N/A		*			*		*	*	*	*	*												
	Notice of Text	N/A	N/A	N/A		13:18 NCR 1503			13:20 NCR 1718		13:20 NCR 1718	13:20 NCR 1718	13:20 NCR 1718	13:20 NCR 1718	13:20 NCR 1718 2/99												
	Temporary Rule										13:14 NCR 1119	13:14 NCR 1119	13:14 NCR 1119 13 Temp Expired 10/12/99	13:14 NCR 1119	13:14 NCR 1119 13 Temp Expired 10/12/99	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512	14:17 NCR 1512
	Rule-making Proceedings	N/A	N/A	N/A		13:13 NCR 1040	14:18 NCR 1597	14:18 NCR 1597	13:14 NCR 1109		13:14 NCR 1119	13:14 NCR 1119	13:14 NCR 1119	13:14 NCR 1119	13:14 NCR 1119												
	Agency/Rule Citation	26 NCAC 04 .0104	26 NCAC 04 .0108	26 NCAC 04 .0202	AGRICULTURE	2 NCAC 20B .0104	2 NCAC 43L .0304	2 NCAC 43L .0305	2 NCAC 43L .0309	Consumer Services	2 NCAC 54 .0101	2 NCAC 54 .0102	2 NCAC 54 .0103	2 NCAC 54 .0104	2 NCAC 54 .0105	2 NCAC 55.0101	2 NCAC 55 .0102	2 NCAC 55,0103	2 NCAC 55 .0104	2 NCAC 55 .0201	2 NCAC 55 .0202	2 NCAC 55.0203	2 NCAC 55.0301	2 NCAC 55.0302	2 NCAC 55.0303	2 NCAC 55 .0401	2 NCAC 55 .0402

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Fffortive by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
2 NCAC 55.0403		14:17 NCR 1512								
2 NCAC 55 .0501		14:17 NCR 1512								
2 NCAC 55 .0502		14:17 NCR 1512								
2 NCAC 55.0503		14:17 NCR 1512								
Pesticide Board										
2 NCAC 09K .0214	13:14 NCR 1109		13:20 NCR 1717	*	Approve	07/15/99	*		14:06 NCR 490	
2 NCAC 09L .0502	14:01 NCR 4		14:05 NCR 374	*						
2 NCAC 09L .1201	14:01 NCR 4		14:05 NCR 374	*						
Structural Pest Control Committee	Committee									
2 NCAC 34 .0102	14:09 NCR 655		14:13 NCR 1093	*						
2 NCAC 34 .0330	14:09 NCR 687	14:09 NCR 687	14:13 NCR 1093	*						
2 NCAC 34 .0505	14:19 NCR 1684									
2 NCAC 34 .0506	14:19 NCR 1684									
2 NCAC 34 .0509	14:09 NCR 687		14:13 NCR 1093	*						
Veterinary Board										
Notice of Public Hearing on Proposed Temporary Rules	on Proposed Tempora	try Rules								14:05 NCR 368
2 NCAC 52B .0201	14:14 NCR 1223		14:18 NCR 1599	*						
2 NCAC 52B .0206	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0207	13:23 NCR 1946	13:23 NCR 1946	14:03 NCR 128	*	Object	11/17/99	•		400 to 100 to 10	
2 NCAC 52B .0207		14:18 NCR 1605			Approve	00/07/10	•		14:19 NCK 1705	
2 NCAC 52B .0208	14:19 NCR 1684									
2 NCAC 52B .0209	14:19 NCR 1684									
2 NCAC 52B .0302	13:23 NCR 1901		14:03 NCR 128	*	Object	11/17/99	1			
2 NCAC 52B .0401	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*	Approve	00/57/10	•		14:19 NCR 1705	
2 NCAC 52B .0402	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0403	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0404	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						

CUMULATIVE INDEX (Updated through April 11, 2000)

i i	Other																											
	Approved Rule									14:19 NCR 1705		14.01 MCB 40	14:01 NOK 48															
Effective by	Governor.																											
Text differs	from proposal									*		*	•															
RRC Status	Date									01/20/00		11/19/98	03/18/99		03/16/00	03/16/00												
RRC	Action									Approve		Object	Approve		Approve	Approve												
Fiscal	Note	*	*	*	*	*	*	*	*	*		*			*	*												
Notice of	Text	14:13 NCR 1097	14:03 NCR 128		13:05 NCR 513			14:13 NCR 1148	14:13 NCR 1148																			
Temporary	Rule	14:08 NCR 582									14:13 NCR 1192																	
Rule-making	Proceedings	14:08 NCR 582	13:23 NCR 1901	0	13:01 NCR 3	SOARD OF	14:08 NCR 578	14:08 NCR 578	14:08 NCR 578	MMISSION																		
Agency/Rule	Citation	2 NCAC 52B .0405	2 NCAC 52B .0406	2 NCAC 52B .0407	2 NCAC 52B .0408	2 NCAC 52B .0409	2 NCAC 52B .0410	2 NCAC 52B .0411	2 NCAC 52B .0412	2 NCAC 52E .0209	APPRAISAL BOARD	21 NCAC 57A .0305	ARCHITECTURE, BOARD OF	21 NCAC 02 .0206	21 NCAC 02 .0302	21 NCAC 02 .0303	AUCTIONEERS COMMISSION	21 NCAC 04B .0201	21 NCAC 04B .0202	21 NCAC 04B .0302	21 NCAC 04B .0404	21 NCAC 04B .0601	21 NCAC 04B .0801	21 NCAC 04B .0802	21 NCAC 04B .0803	21 NCAC 04B .0804	21 NCAC 04B .0805	21 NCAC 04B .0806

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	tatus	Text differs	Effective by		ć
Citation	Proceedings	Rule	Text	Note	Action	Date	proposal	Governor	Approved Kule	Other
21 NCAC 04B .0807		14:13 NCR 1192								
21 NCAC 04B .0808		14:13 NCR 1192								
21 NCAC 04B .0809		14:13 NCR 1192								
21 NCAC 04B .0810		14:13 NCR 1192								
21 NCAC 04B .0811		14:13 NCR 1192								
21 NCAC 04B .0812		14:13 NCR 1192								
21 NCAC 04B .0813		14:13 NCR 1192								
21 NCAC 04B .0814		14:13 NCR 1192								
21 NCAC 04B .0815		14:13 NCR 1192								
21 NCAC 04B .0816		14:13 NCR 1192								
21 NCAC 04B .0817		14:13 NCR 1192								
21 NCAC 04B .0818		14:13 NCR 1192								
21 NCAC 04B .0819		14:13 NCR 1192								
CHIROPRACTIC										
21 NCAC 10 .0203		12:23 NCR 2098	13:14 NCR 1117	*	Approve	04/15/99	#		14:02 NCR 84	
COMMERCE										
4 NCAC 01E .0104	11:09 NCR 569		13:08 NCR 652	*	Object Approve	12/17/98	*		13.77 NCD 1868	
4 NCAC 011.0101 4 NCAC 011.0101	11:09 NCR 569	13:15 NCR 1224 13:08 NCR 652 Temn Fxnired 10/29/99 13:20 NCR 1719	13:08 NCR 652 9 13:20 NCR 1719	* 2	Agey withdrew					
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve					
4 NCAC 011.0102 4 NCAC 011.0102	11:09 NCR 569	13:15 NCR 1224 13:08 NCR 652	13:08 NCR 652	* *	Agey withdrew					
7010:110 0001		14:08 NCR 585	14:08 NCR 585	L/S/SE	Return to Agey Approve	08/19/99	*			
4 NCAC 011,0201	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	* *	Agcy withdrew					
4 NCAC 011.0201		14:08 NCR 585 14:08 NCR 585	9 13:20 NCR 1719 14:08 NCR 585	L/S/SE	Return to Agcy Approve	08/19/99				
4 NCAC 011.0202	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	•	Agcy withdrew					
4 NCAC 011.0202		Temp. Expired 10/29/99 13:20 NCR 1719	9 13:20 NCR 1719	L/S	Return to Agcy	_				
		14:08 NCK 585	14:08 NCR 585	L/S/SE	Object Annrove	02/17/00	*			
4 NCAC 011.0301	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agcy withdrew					
4 NCAC 011.0301		Temp. Expired 10/29/99 13:20 NCR 1719	9 13:20 NCR 1719	*	Return to Agcy	66/11/80				

	Other																																									
	Approved Rule																																									
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ıtus	Date	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	12/17/98	08/19/99	02/17/00	03/16/00
RRC Status	Action	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Approve	Agcy withdrew	Return to Agcy	Object	Approve
Fiscal	Note	L/S/SE	*	S/7	L/S/SE	*	*	L/S/SE	*	*	L/S/SE	*	*	L/S/SE	*	L/S	L/S/SE	*	*	L/S/SE	*	*	L/S/SE	•	*	L/S/SE	*	L/S	L/S/SE	*	L/S	L/S/SE	*	L/S	L/S/SE	*	*	L/S/SE	*	*	L/S/SE	
Notice of	Text	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652		14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	_	14:08 NCR 585	13:08 NCR 652	9 13:20 NCR 1719	14:08 NCR 585	
Temporary	Rule	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 ]	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99	14:08 NCR 585	13:15 NCR 1224	Temp. Expired 10/29/99 13:20 NCR 1719	14:08 NCR 585	
Rule-making	Proceedings		11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			11:09 NCR 569			
Agency/Rule	Citation		4 NCAC 011.0302	4 NCAC 011.0302		4 NCAC 011.0303	4 NCAC 011.0303		4 NCAC 011.0304	4 NCAC 011.0304		4 NCAC 01I .0401	4 NCAC 011.0401		4 NCAC 011.0402	4 NCAC 011.0402		4 NCAC 011.0403	4 NCAC 011.0403		4 NCAC 011.0404	4 NCAC 011.0404		4 NCAC 011.0405	4 NCAC 011.0405		4 NCAC 011.0501	4 NCAC 011.0501		4 NCAC 011.0502	4 NCAC 011.0502		4 NCAC 011.0503	4 NCAC 011.0503		4 NCAC 011.0601	4 NCAC 011.0601		4 NCAC 011,0701	4 NCAC 011,0701		

	Other																													
	Approved Rule					13:22 NCR 1868		13:22 NCK 1868	13:22 NCR 1868	13:22 MCD 1969	13.22 INCK 1808															14:01 NCR 48	14:01 NCR 48		14:01 NCR 48	14:01 NCR 48 14:15 NCR 1354
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RRC Status	Action		Return to Agcy	Approve	Object	Approve	Object	Approve Object	Approve	Object Approve	200 iddo														Object	Approve Object	Approve	Object	Approve Object	Approve Approve
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Notice of	Text		13:20 NCR 1719	14:08 NCR 585	13:08 NCR 652	697 4014 00 61	13:08 NCR 652	13:08 NCR 652		13:08 NCR 652															N/A	e/X		N/A	N/A	14:04 NCR 274
Temporary	Rule		13:15 NCR 1224 13:20 NCR 1719 Term Evalued 10/20/09 13:20 NCR 1719	14:08 NCR 585							14:18 NCR 1606	14:17 NCR 1513																		
Rule-making	Proceedings		11:09 NCR 569		11:09 NCR 569	073 00110011	11:09 NCK 569	11:09 NCR 569		11:09 NCR 569															N/A	Ą Z		N/A	N/A	13:24 NCR 1997
Agency/Rule	Citation	:	4 NCAC 011.0801		4 NCAC 01K .0102	COLO MIO DA CIVA	4 NCAC 01K .0103	4 NCAC 01K .0302		4 NCAC 01K .0402	4 NCAC 01L .0101	4 NCAC 01L .0102	4 NCAC 01L .0103	4 NCAC 01L .0104	4 NCAC 01L .0105	4 NCAC 01L .0106	4 NCAC 01M .0101	4 NCAC 01M .0102	4 NCAC 01M .0103	4 NCAC 01M .0104	4 NCAC 01M .0105	4 NCAC 01M .0106	4 NCAC 01M .0107	Banking Commission	4 NCAC 03B .0101	4 NCAC 03B .0102		4 NCAC 03B .0103	4 NCAC 03H .0102	4 NCAC 03L .0101

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	Approved Rule	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354		14:17 NCR 1525								
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RRC Status	Date	11/11/99	11/11/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99		12/16/99	12/16/99		01/20/00 02/11/00					03/16/00
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Rufe-making	Proceedings	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	13:24 NCR 1997	ion and Pilotage Co	14:03 NCR 125	14:03 NCR 125	14:03 NCR 125			al Fees for Workers'	al Fees for Workers'	/ITS	14:08 NCR 577
Agency/Rule	Citation	4 NCAC 03L,0102	4 NCAC 03L .0201	4 NCAC 03L .0202	4 NCAC 03L .0301	4 NCAC 03L .0302	4 NCAC 03L .0303	4 NCAC 03L .0401	4 NCAC 03L .0402	4 NCAC 03L .0403	4 NCAC 03L .0404	4 NCAC 03L .0405	4 NCAC 03L .0501	4 NCAC 03L,0502	4 NCAC 03L .0601	4 NCAC 03L .0602	4 NCAC 03L .0603	4 NCAC 03L .0604	Cape Fear River Naviation and Pilotage Commission	4 NCAC 15.0119	4 NCAC 15.0120	4 NCAC 15.0121		Industrial Commission	Public Notice - Hospital Fees for Workers' Compensation Cases	Public Notice - Hospital Fees for Workers' Compensation Cases	Secretary of Commerce/ITS	4 NCAC 21A .0101

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Agency/Rule	Citation	4 NCAC 21A .0102	4 NCAC 21A .0103	4 NCAC 21B .0101	4 NCAC 21B .0102	4 NCAC 21B .0103	4 NCAC 21B .0201	4 NCAC 21B .0202	4 NCAC 21B .0203	4 NCAC 21B .0204	4 NCAC 21B .0205	4 NCAC 21B .0206	4 NCAC 21B .0207	4 NCAC 21B .0301	4 NCAC 21B .0302	4 NCAC 21B .0303	4 NCAC 21B .0304	4 NCAC 21B .0305	4 NCAC 21B .0306	4 NCAC 21B .0307	4 NCAC 21B .0308	4 NCAC 21B .0309	4 NCAC 21B .0310	4 NCAC 21B .0311	4 NCAC 21B .0312	4 NCAC 21B .0313	4 NCAC 21B .0314	4 NCAC 21B .0315

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Temporary	Rule	14:14 NCR 1264	14;14 NCR 1264	14:14 NCR 1264																								
Rule-making	Proceedings	14:08 NCR 577																										
Agency/Rule	Citation	4 NCAC 21B .0401	4 NCAC 21B .0402	4 NCAC 21B .0403	4 NCAC 21B .0501	4 NCAC 21B .0502	4 NCAC 21B .0503	4 NCAC 21B .0504	4 NCAC 21B .0505	4 NCAC 21B .0601	4 NCAC 21B .0602	4 NCAC 21B .0603	4 NCAC 21B .0701	4 NCAC 21B .0702	4 NCAC 21B .0703	4 NCAC 21B .0801	4 NCAC 21B .0901	4 NCAC 21B .0902	4 NCAC 21B .1001	4 NCAC 21B .1002	4 NCAC 21B .1003	4 NCAC 21B .1004	4 NCAC 21B .1005	4 NCAC 21B .1006	4 NCAC 21B .1008	4 NCAC 21B .1009	4 NCAC 21B .1010	4 NCAC 21B .1011

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Rule-making	Proceedings	14:08 NCR 577																										
Agency/Rule	Citation	4 NCAC 21B .1012	4 NCAC 21B .1013	4 NCAC 21B .1014	4 NCAC 21B .1015	4 NCAC 21B .1016	4 NCAC 21B .1017	4 NCAC 21B .1018	4 NCAC 21B .1019	4 NCAC 21B .1020	4 NCAC 21B .1021	4 NCAC 21B .1022	4 NCAC 21B .1023	4 NCAC 21B .1024	4 NCAC 21B .1025	4 NCAC 21B .1026	4 NCAC 21B ,1027	4 NCAC 21B .1028	4 NCAC 21B .1029	4 NCAC 21B .1030	4 NCAC 21B .1031	4 NCAC 21B .1101	4 NCAC 21B .1102	4 NCAC 21B .1103	4 NCAC 21B .1104	4 NCAC 21B .1105	4 NCAC 21B .1201	4 NCAC 21B .1202

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	Approved Rule		14:19 NCR 1705		14:19 NCR 1705	14:19 NCR 1705	14:19 NCR 1705					14:05 NCR 402		14:05 NCR 402		14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:01 NCR 48	14:06 NCR 490	14:06 NCR 490	14.00 MCB 709	14:02 IACK 700		
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	Notice of Text		13:22 NCR 1849	Temp Expired 05/29/99	13:22 NCR 1849	13:22 NCR 1849	13:22 NCR 1849	14:04 NCR 304	14:04 NCR 304			13:19 NCR 1652		13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	N/A	13:21 NCR 1794	13:21 NCR 1794	13:19 NCR 1652			13:19 NCR 1652
	Temporary Rule			13:05 NCR 524	13:10 NCR 815	Expired 08/13/99 13:10 NCR 815	Expired 08/13/99 13:10 NCR 815	Expired 06/13/99		14:13 NCR 1201		13:14 NCR 1157				13:14 NCR 1157				13:14 NCR 1157		13:16 NCR 1263	13:16 NCR 1263		14:17 NCR 1523	14:17 NCR 1523	
	Rule-making Proceedings	EGES	13:10 NCR 804					13:19 NCR 1609	13:19 NCR 1609		AMINERS	13:14 NCR 1114	14:16 NCR 1401	13:14 NCR 1114	13:14 NCR 1114		13:14 NCR 1114	13:14 NCR 1114	13:14 NCR 1114		N/A			13:14 NCR 1114			13:14 NCR 1114
	Agency/Rule Citation	COMMUNITY COLLEGES	23 NCAC 02B .0104	23 NCAC 02C .0307	23 NCAC 02C .0503	23 NCAC 02C .0504	23 NCAC 02C .0505	23 NCAC 02D .0323	23 NCAC 02D .0324	23 NCAC 02E .0205	COSMETIC ART EXAMINERS	21 NCAC 14A .0101	21 NCAC 14A .0101	21 NCAC 14A .0103	21 NCAC 14A .0104	21 NCAC 14A .0105	21 NCAC 14C .0202	21 NCAC 14F.0101	21 NCAC 14F.0105	21 NCAC 14G.0103	21 NCAC 14G.0113	21 NCAC 14H .0112	21 NCAC 14H .0118	21 NCAC 141.0104	21 NCAC 141.0104	21 NCAC 141.0106	21 NCAC 141.0107

	Other																												
	Approved Rule	14:09 NCR 708	14:05 NCR 402		14:05 NCR 402		14:09 NCR 708	14:09 NCR 708	14:05 NCK 402	14:05 NCR 402	14.00 NCB 700	14:05 NCR 402		14:01 NCR 48	14:01 NCR 48	14:05 NCR 402		14:05 NCR 402		14:09 NCR 708 14:05 NCR 402	14:05 NCR 402								
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tatus	Date	66/61/80	06/11/99		66/11/90	66/11/90	08/19/99	08/16/99	06/1//99	06/11/90	06/11/90	06/11/90		03/18/99	03/18/99	06/11/90	w 06/11/99	06/11/90	06/11/90	06/11/90	06/11/90	06/17/99	06/11/99	06/11/99	06/11/90	06/11/90	08/19/99 06/17/99	06/11/90	
RRC Status	Action	Approve	Approve		Approve	Object	Approve Object	Approve	Approve	Approve	Object	Approve		Approve	Approve	Approve	Agcy Withdrew	Approve	Object	Approve Approve	Approve								
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Notice of	Text		13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652		13:19 INCK 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652		N/A	N/A	13:19 NCR 1652	13:19 NCR 1652												
Temporary	Rule				13:14 NCR 1157				13:14 NCK 1157	13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157	Expired 10/12/99		13:14 NCR 1157				13:14 NCR 1157	13:14 NCR 1157			13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	
Rule-making	Proceedings		13:14 NCR 1114	14:19 NCR 1688		13:14 NCR 1114	13:14 NCR 1114				13:14 NCR 1114	13:14 NCR 1114		N/A	N/A		13:14 NCR 1114	13:14 NCR 1114	13:14 NCR 1114	13:14 NCR 1114		13:14 NCR 1114	13:14 NCR 1114		13:14 NCR 1114	13:14 NCR 1114			
Agency/Rule	Citation		21 NCAC 141.0109	21 NCAC 141,0401	21 NCAC 14J .0103	21 NCAC 14J .0208	21 NCAC 14J .0501		21 NCAC 14K .0102	21 NCAC 14K .0107	21 NCAC 14L .0101	21 NCAC 14L .0105	21 NCAC 14L .0109	21 NCAC 14L .0210	21 NCAC 14L .0214	21 NCAC 14L .0216	21 NCAC 14L .0303	21 NCAC 14N .0101	21 NCAC 14N .0102	21 NCAC 14N .0103	21 NCAC 14N .0104	21 NCAC 14N .0105	21 NCAC 14N .0108	21 NCAC 14N .0110	21 NCAC 14N .0112	21 NCAC 14N .0113	21 NCAC 14N .0601	21 NCAC 14N .0602	

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other																									
	Approved Rule	14:05 NCR 402	14:05 NCR 402		14:09 NCR 708 14:05 NCR 402	14:05 NCR 402	14.00 MCB 208	14.09 INCK / 00		14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402		14:05 NCR 402	14:05 NCR 402		14.00 NCB 708	14:05 NCR 402		14:05 NCR 402	14:05 NCR 402		14:05 NCR 402	14:05 NCR 402	14:09 NCR 708
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Notice of	Text	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652 /99		13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652
Temorary	Rule	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157 13 Temp Expired 10/12/99	14:17 NCR 1523	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157
Rule-makino	Proceedings													14:16 NCR 1401			14:16 NCR 1401			14:16 NCR 1401			14:16 NCR 1401			
Agency/Rule	Citation	21 NCAC 14N .0701	21 NCAC 14N .0702	21 NCAC 140 .0101	21 NCAC 140 .0102	21 NCAC 140 .0103	21 NCAC 140 .0104	21 NCAC 14O .0105	21 NCAC 140 .0105	21 NCAC 140 .0106	21 NCAC 140 .0107	21 NCAC 14P .0101	21 NCAC 14P .0102	21 NCAC 14P.0103	21 NCAC 14P .0103	21 NCAC 14P .0104	21 NCAC 14P .0105	21 NCAC 14P .0105	21 NCAC 14P .0106	21 NCAC 14P .0107	21 NCAC 14P .0107	21 NCAC 14P .0108	21 NCAC 14P .0108	21 NCAC 14P .0109	21 NCAC 14P .0110	21 NCAC 14P .0111

	Other																										
	Approved Rule		14:09 NCR 708	14:09 NCR 708	14.00 1/00 700	14:09 NCR 708 14:05 NCR 402		14:09 NCR 708			14:19 NCR 1705									14:19 NCR 1705							
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tatus	Date	06/11/90	08/19/99	66/61/80	06/11/90	66/1/90	66/11/90	66/61/80	v 01/20/00	v 01/20/00	01/20/00	v 01/20/00	v 01/20/00	v 01/20/00	v 01/20/00	v 01/20/00	v 01/20/00	v 01/20/00		01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00
RRC Status	Action	Object	Approve Object	Approve	Object	Approve	Object	Approve	Agcy Withdrew	Agcy Withdrew	Approve	Agcy Withdrew		Approve													
Fiscal	Note	'n	) <u>-</u>	1	L	<b>.</b> ì	-1		*	*	*	*	*	*		*	*	*		*	*	*	*	*	*	*	*
Notice of	Text	13:19 NCR 1652	13-19 NCR 1652		13:19 NCR 1652	13:19 NCR 1652	13:19 NCR 1652		14:09 NCR 657		13:15 NCR 1218																
Temporary	Rule	13:14 NCR 1157	13·14 NCR 1157		13:14 NCR 1157	13:14 NCR 1157	13:14 NCR 1157																				
Rule-making	Proceedings					14:16 NCR 1401		RCES	14:05 NCR 370	RS	13:10 NCR 804	13:16 NCR 804	13:10 NCR 804	12:24 NCR 2203													
Agency/Rule	Citation	21 NCAC 14P .0112	21 NCAC 14P 0113		21 NCAC 14P .0114	21 NCAC 14P .0115 21 NCAC 14P .0115	21 NCAC 14P .0116	CULTURAL RESOURCES	7 NCAC 04S .0101	7 NCAC 04S .0102	7 NCAC 04S .0103	7 NCAC 04S .0104	7 NCAC 04S .0105	7 NCAC 04S .0106	7 NCAC 04S .0107	7 NCAC 04S .0108	7 NCAC 04S .0109	7 NCAC 04S .0110	DENTAL EXAMINERS	21 NCAC 16G .0101	21 NCAC 16G .0102	21 NCAC 16G .0103	21 NCAC 16H .0103	21 NCAC 16H .0104	21 NCAC 16H .0201	21 NCAC 16H .0202	21 NCAC 16H .0203

	Other																											
	Approved Rule	14:19 NCR 1705	14:19 NCR 1705						14:06 NCR 490	14:19 NCR 1705	14:19 NCR 1705	14:19 NCR 1705	14:19 NCR 1705											14:19 NCR 1705	14:19 NCR 1705			
Effective by	Governor																											
Text differs	from proposal		*					,	•	*	*	*	*											*	*			
Status	Date	01/20/00	01/20/00					66/11/90	66/51//0	01/20/00	01/20/00	01/20/00	01/20/00											01/20/00	01/20/00			
RRC Status	Action	Approve	Approve					Object	Approve	Approve	Approve	Approve	Approve											Approve	Approve			
Fiscal	Note	*	*	*	*	*		*	*	*		*	*	*		•	•	*	*	*	*	*	*	*	*	*	*	*
Notice of	Text	13:15 NCR 1218	13:15 NCR 1218	14:19 NCR 1697	14:19 NCR 1697	14:19 NCR 1697	14:19 NCR 1697	13:15 NCR 1218	14:19 NCR 1697	13:15 NCR 1218	13:15 NCR 1218	13:15 NCR 1218	13:15 NCR 1218	14:19 NCR 1697	13:15 NCR 1218	14:19 NCR 1697	13:15 NCR 1218	13:15 NCR 1218	14:19 NCR 1697	14:19 NCR 1697	14:19 NCR 1697							
Temporary	Rule							13:11 NCR 910	14:06 NCR 487									14:06 NCR 487	14:06 NCR 487	14:06 NCR 487	14:06 NCR 487		14:06 NCR 487			14:08 NCR 647	14:08 NCR 647	14:15 NCR 1353
Rule-making	Proceedings	12:24 NCR 2203	12:24 NCR 2203	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346		14:06 NCR 487	12:24 NCR 2203	12:24 NCR 2203	12:24 NCR 2203	12:24 NCR 2203	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:06 NCR 487	14:06 NCR 487	14:06 NCR 487	14:06 NCR 487	13:10 NCR 804	14:06 NCR 487	13:10 NCR 804	13:10 NCR 804	14:08 NCR 647	14:08 NCR 647	
Agency/Rule	Citation	21 NCAC 16H .0204	21 NCAC 16H .0205	21 NCAC 161.0102	21 NCAC 161.0103	21 NCAC 161.0104	21 NCAC 161.0105	21 NCAC 16M .0101	21 NCAC 16M .0102	21 NCAC 16Q .0201	21 NCAC 16Q .0202	21 NCAC 16Q .0301	21 NCAC 16Q .0302	21 NCAC 16R .0102	21 NCAC 16R .0103	21 NCAC 16R .0104	21 NCAC 16R .0105	21 NCAC 16S .0101	21 NCAC 16S .0102	21 NCAC 16S .0201	21 NCAC 16S .0203	21 NCAC 16S .0205	21 NCAC 16S .0205	21 NCAC 16V .0101	21 NCAC 16V .0102	21 NCAC 16W .0101	21 NCAC 16W .0102	21 NCAC 16W .0103

### **CUMULATIVE INDEX**

(Updated through April 11, 2000)

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	rrom proposal	Governor	Approved Kule	Other
ELECTIONS, BOARD OF	ED OF									
State Board of Elections Written Opinion	ns Written Opinion									14:19 NCR 1665
8 NCAC 10 .0101		14:18 NCR 1608								
8 NCAC 10 .0102		14:18 NCR 1608								
8 NCAC 10.0103		14:18 NCR 1608								
8 NCAC 10.0104		14:18 NCR 1608								
8 NCAC 10.0105		14:18 NCR 1608								
8 NCAC 10.0106		14:18 NCR 1608								
8 NCAC 11.0101		14:18 NCR 1609								
8 NCAC 11.0102		14:18 NCR 1609								
8 NCAC 11.0103		14:18 NCR 1609								
8 NCAC 11 .0104		14:18 NCR 1609								
8 NCAC 11 .0105		14:18 NCR 1609								
8 NCAC 11 .0106		14:18 NCR 1609								
ELECTRICAL CONTRACTORS, BOARD OF EXAMINERS	TRACTORS, BOA	ARD OF EXAMINE	RS							
21 NCAC 18B0208	N/A		N/A	N/A	Object	06/11/90				
EMPLOYEE ASSISTANCE PROFESSIONALS, BOARD OF	TANCE PROFESS	IONALS, BOARD	ЭF		Approve	0//12/99			14:06 NCK 490	
21 NCAC 11 .0101	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 ,0102	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Agcy. withdrew	w				
21 NCAC 11 .0103	12:19 NCR 1764	Expired 04/30/99 12:21 NCR 1884	13:03 NCR 313	S/L	Agcy. withdrew	W.				
21 NCAC 11 .0104	12;19 NCR 1764	Expired 04/30/99 12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	

13:22 NCR 1868

13:22 NCR 1868

Approve

S/L S/L S/L

13:03 NCR 313

12:21 NCR 1884 12:21 NCR 1884 12:21 NCR 1884 12:21 NCR 1884

12:19 NCR 1764 12:19 NCR 1764 12:19 NCR 1764 12:19 NCR 1764

21 NCAC 11 .0105 21 NCAC 11 .0106 21 NCAC 11 .0108 21 NCAC 11 .0109

21 NCAC 11 .0107

Object

13:22 NCR 1868 13:22 NCR 1868

01/21/99 01/21/99 01/21/99 01/21/99

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Agency/Rule Citation	Kule-making Proceediogs	Temporary Rule	Notice of Text	Fiscal Note	Action	Date	from proposal	Effective by Governor	Approved Rule	Other
21 NCAC 11 .0110	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	T/S	Approve Approve	02/18/99 01/21/99	• •		13:24 NCR 2037 13:22 NCR 1868	
21 NCAC 11.0111	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99			13:22 NCR 1868	
21 NCAC 11.0112	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	•		13:22 NCR 1868	
ENGINEERS AND SURVEYORS, BOARD OF EXAMINERS FOR	URVEYORS, BOA	ARD OF EXAMINE	ERS FOR							
21 NCAC 56 .0101	14:08 NCR 579		14·13 NCR 1154	*						
21 NCAC 56 .0103	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0104	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0402	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0501	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0502	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56.0503	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0505	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0601	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0602	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0603	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0606	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0701	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0702	14:08 NCR 579		14:13 NCR 1154	•						
21 NCAC 56 .0802	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56.0804	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0901	14:08 NCR 579		14:13 NCR 1154	•						
21 NCAC 56 .0902	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1001	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56.1002	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1003	14:08 NCR 579		14:13 NCR 1154	•						
21 NCAC 56.1101	14:08 NCR 579		14:13 NCR 1154	•						
21 NCAC 56 .1102	14:08 NCR 579		14:13 NCR 1154	*						

	Other																											
	Approved Rule																											
	Effective by Governor																											
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RRC	Action																											
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	Text	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154	14:13 NCR 1154
E	l emporary Rule																											
	Ruie-maxing Proceedings	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579	14:08 NCR 579
9	Agency/Kure Citation	21 NCAC 56 .1103	21 NCAC 56 .1104	21 NCAC 56 .1105	21 NCAC 56 .1106	21 NCAC 56.1201	21 NCAC 56.1203	21 NCAC 56 .1301	21 NCAC 56 .1302	21 NCAC 56 .1409	21 NCAC 56 .1501	21 NCAC 56.1601	21 NCAC 56 .1602	21 NCAC 56 .1603	21 NCAC 56 .1604	21 NCAC 56 .1605	21 NCAC 56.1,606	21 NCAC 56 .1607	21 NCAC 56 .1608	21 NCAC 56 .1609	21 NCAC 56 .1701	21 NCAC 56 .1702	21 NCAC 56 .1703	21 NCAC 56 .1704	21 NCAC 56.1705	21 NCAC 56 .1706	21 NCAC 56 .1707	21 NCAC 56.1708

### **CUMULATIVE INDEX**

(Updated through April 11, 2000)

14:17 NCR 1525 14:17 NCR 1525

12/16/99

Approve

13:22 NCR 1827 13:22 NCR 1827

15A NCAC 01L .0102 15A NCAC 01L .0203

13:18 NCR 1528 14:08 NCR 644

15A NCAC 01L .0301 14:08 NCR 644

15A NCAC 01L .0303

12/16/99

Approve

13:22 NCR 1827

13:18 NCR 1528

14:17 NCR 1525

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
15A NCAC 01L .0501		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01L .0503		13:18 NCR 1528	13:22 NCR 1827	*	Object	12/16/99	,			
15A NCAC 01L .0601		13:18 NCR 1528	13:22 NCR 1827	*	Approve Approve	01/20/00 12/16/99	•		14:19 NCR 1705 14:17 NCR 1525	
15A NCAC 01L,0604		13:18 NCR 1528	13:22 NCR 1827	*	Object	12/16/99				
15A NCAC 01L .0701		13:18 NCR 1528	13:22 NCR 1827	*	Approve Object	01/20/00 12/16/99	*		14:19 NCR 1705	
15A NCAC 01L .0801		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve Approve	01/20/00 12/16/99	* *		14:19 NCR 1705 14:17 NCR 1525	
15A NCAC 01L .0902		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01L.1003		13:18 NCR 1528	13:22 NCR 1827	*	Object	12/16/99	,			
15A NCAC 01L .1004		13:18 NCR 1528	13:22 NCR 1827	*	Approve Approve	01/20/00 12/16/99	* *		14:19 NCR 1705 14:17 NCR 1525	
15A NCAC 01P.0101		14:17 NCR 1515								
15A NCAC 01P .0102		14:17 NCR 1515								
15A NCAC 01P .0103		14:17 NCR 1515								
15A NCAC 01P .0104		14:17 NCR 1515								
15A NCAC 01P .0105		14:17 NCR 1515								
15A NCAC 01Q .0101		14:17 NCR 1515								
Coastal Resources Commissioo	nissioo									
15A NCAC 07	11:04 NCR 183									
15A NCAC 07H .0200 13:22 NCR 1818	13:22 NCR 1818									
15A NCAC 07H .0201	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99	#		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .0203	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99			14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .0208	11:19 NCR 1408		11:27 NCR 2058	*						
15A NCAC 07H .0208 12:21 NCR 1873	12:21 NCR 1873									
15A NCAC 07H .0209	12:21 NCR 1873		13:23 NCR 1937	S/L	Object	12/16/99	,			14:02 NCR 74
15A NCAC 07H .0209 15A NCAC 07H .0210	13:22 NCR 1818 12:02 NCR 52		14:16 NCR 1421	IJ	Approve	01/20/00	•		14:19 NCK 1705	
15A NCAC 07H .0300 13:05 NCR 436	13:05 NCR 436									

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other									14:02 NCR 74								14:02 NCR 74						14:02 NCR 74				
	Approved Rule				14:09 NCR 708	14:19 NCR 1705		14:19 NCR 1705		14:17 NCR 1525 14	14:19 NCR 1705		14:19 NCR 1705		14:19 NCR 1705			14:17 NCR 1525 14	14:19 NCR 1705		14:19 NCR 1705		14:10 NCR 839	S	14:19 NCR 1705	14:19 NCR 1705		14:06 NCR 490
Effective by	Governor																											
Text differs	from proposal			,	•					*								*					*	*				*
RRC Status	Date			07/15/99	66/61/80	01/20/00		01/20/00		12/16/99	01/20/00		01/20/00		01/20/00			12/16/99	01/20/00		01/20/00	02/12/99	08/19/99 10/04/99	12/16/99	01/20/00	01/20/00		04/1/2/99
RRC	Action			Object	Approve	Approve		Approve		Approve	Approve		Approve		Approve			Approve	Approve		Approve	Object	Object Approve	Approve	Approve	Approve		Approve
Fiscal	Note	*		S		S/L		S/L		*	S/L		S/L		S/L			*	S/L		S/L	*		*	S/L	S/L		S
Notice of	Text	11:11 NCR 907		13:13 NCR 1044		14:09 NCR 662		14:09 NCR 662		13:23 NCR 1937	14:09 NCR 662		14:09 NCR 662		14:09 NCR 662			13:23 NCR 1937	14:09 NCR 662		14:09 NCR 662	13:16 NCR 1259		13:23 NCR 1937	14:09 NCR 662	14:09 NCR 662		13:13 NCR 1044
Temporary	Rule																					13:07 NCR 593						
Rule-making	Proceedings	11:04 NCR 183	12:19 NCR 1763	13:05 NCR 436	12:21 NCR 1873	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428	11:15 NCR 1200	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428	12:21 NCR 1873	14:06 NCR 428			12:21 NCR 1873	14:06 NCR 428	14:06 NCR 428	14:06 NCR 428	13:05 NCR 436
Agency/Rule	Citation	15A NCAC 07H .0306 11:04 NCR 183	15A NCAC 07H .0306 12:19 NCR 1763	15A NCAC 07H .0309	15A NCAC 07H.1100	15A NCAC 07H .1103 14:06 NCR 428	15A NCAC 07H .1200	15A NCAC 07H .1203	15A NCAC 07H.1300	15A NCAC 07H .1301	15A NCAC 07H, 1303	15A NCAC 07H .1400	15A NCAC 07H .1403	15A NCAC 07H .1500	15A NCAC 07H.1503	15A NCAC 07H.1600	15A NCAC 07H .1600	15A NCAC 07H.1601	15A NCAC 07H .1603	15A NCAC 07H .1700	15A NCAC 07H .1803 14:06 NCR 428	15A NCAC 07H .1805		15A NCAC 07H .1901 12:21 NCR 1873	15A NCAC 07H .1903	15A NCAC 07H .2003	15A NCAC 07H .2100 14:06 NCR 428	15A NCAC 07H .2101 13:05 NCR 436

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citatioo	Proceedings	Rule	Text	Note	Action	Date	irom proposal	Governor	Approved Kule	Other
15A NCAC 07H .2102 13:05 NCR 436	13:05 NCR 436		13:13 NCR 1044	S	Approve	07/15/99	*		14:06 NCR 490	
15A NCAC 07H .2103 14:06 NCR 428	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .2105	13:05 NCR 436		13:13 NCR 1044	S	Object	04/12/99				
15A NCAC 07H .2203	14:06 NCR 428		14:09 NCR 662	S/L	Approve Approve	08/19/99 01/20/00	*		14:09 NCR 708 14:19 NCR 1705	
15A NCAC 07H .2300 14:06 NCR 428	14:06 NCR 428									
15A NCAC 07H .2301	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99			14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .2303	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .2401	13:05 NCR 436		13:13 NCR 1044	S	Approve	05/20/99	*		14:04 NCR 330	
15A NCAC 07H .2402	13:05 NCR 436		13:13 NCR 1044	S	Approve	05/20/99	*		14:04 NCR 330	
15A NCAC 07H .2403 13:05 NCR 436	13:05 NCR 436		13:13 NCR 1044	S	Approve	05/20/99			14:04 NCR 330	
15A NCAC 07H .2404	13:05 NCR 436		13:13 NCR 1044	S	Object	05/20/99				
15A NCAC 07H .2405	13:05 NCR 436		13:13 NCR 1044	S	Approve Approve	06/17/99	* *		14:05 NCR 402 14:04 NCR 330	
15A NCAC 07H .2501 14:09 NCR 693	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07H .2502	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07H .2503	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07H .2504 14:09 NCR 693	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07H .2505	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07J .0200	12:24 NCR 2202									
15A NCAC 07J .0204		13:07 NCR 593	Temp Expired 06/28/99							
15A NCAC 07J .0204	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0404	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0405	12:24 NCR 2202									
15A NCAC 07J .0405	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0406	14:06 NCR 428		14:09 NCR 662	S/L	Object	01/20/00				
15A NCAC 07K .0203 12:21 NCR 1873	12:21 NCR 1873		13:23 NCR 1937	*	Approve Approve	02/17/00 12/16/99	* *		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07K .0203 14:06 NCR 428	14:06 NCR 428									

	Other			14:02 NCR 74																		14:16 NCR 1400	14:05 NCR 369	14:14 NCR 1218					
	Approved Rule			14:17 NCR 1525											14:19 NCR 1705	14:19 NCR 1705		14:19 NCR 1705	14:19 NCK 1/05										
200	Governor																												
Text differs	from proposal			•									•	•															
RRC Status	Date												01/20/00	00//1/70	01/20/00	01/20/00		01/20/00	00/07/10	01/20/00									
RRC	Action			Approve									Object	Approve	Approve	Approve		Approve	Approve	Object									
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30 00 1M	Text			13:23 NCR 1937									14:09 NCR 666	13:16 NCR 1259	14:09 NCR 666	14:09 NCR 666	13;16 NCR 1259	14:09 NCR 666	13:16 NCR 1259	14:09 NCR 666	14:09 NCR 666								11:30 NCR 2303
	Rule													13:12 NCR 976		14:01 NCR 44	13:12 NCR 976	14.01 MCB 44	13:12 NCR 976		14:01 NCR 44		Pamlico River Basin	lementation Plan for					
D.lo molting	Proceedings	12:21 NCR 1873	14:06 NCR 428	12;21 NCR 1873	12:21 NCR 1874	12:21 NCR 1874	12:21 NCR 1874	12:21 NCR 1874	12:21 NCR 1874	12:21 NCR 1874	12:21 NCR 1874	12:24 NCR 2202	13:22 NCR 1818	13:04 NCR 361		14:01 NCR 44	13:04 NCR 361	14.01 MCB 44	13:04 NCR 361		14:01 NCR 44 nent Commission		Femporary Rules (Tar-	Femporary Rules (Imp	10:24 NCR 3045	11:04 NCR 183	11:19 NCR 1408	13:08 NCR 621	11:24 NCR 1818
A general (D.:lo	Citation	15A NCAC 07K. 0208 12:21 NCR 1873	15A NCAC 07K .0208	15A NCAC 07K .0209	15A NCAC 07L .0202	15A NCAC 07L .0203	15A NCAC 07L,0206	15A NCAC 07L .0302	15A NCAC 07L .0304	15A NCAC 07L .0401	15A NCAC 07L .0405	15A NCAC 07M .0300 12:24 NCR 2202	15A NCAC 07M .0307 13:22 NCR 1818	15A NCAC 07M .0401 13:04 NCR 361		15A NCAC 07M .0401 14:01 NCR 44	15A NCAC 07M .0402 13:04 NCR 361	15 A NICACIONAL DADA	15A NCAC 07M .0403 13:04 NCR 36		15A NCAC 07M .0403 14:01 NCR 44 Environmental Management Commission	NPDES Permit	Notice of Intent to Adopt Temporary Rules (Tar-Pamlico River Basin)	Notice of Intent to Adopt Temporary Rules (Implementation Plan for Use of Hurricane Floyd	15A NCAC 02	15A NCAC 02	15A NCAC 02	15A NCAC 02B .0100	15A NCAC 02B .0101

Ageocy/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
	Proceedings	Rule	Text	Note	Action	Date	rrom proposal	Governor	Approved Kule	Other
15A NCAC 02B .0110 13:08 NCR 621	3:08 NCR 621		14:06 NCR 434	•	Approve	02/17/00				
15A NCAC 02B .0200 13	13:08 NCR 621									
15A NCAC 02B .0202 11	11:24 NCR 1818		11:30 NCR 2303	•						
15A NCAC 02B .0211 13	13:08 NCR 621		14:06 NCR 434	*	Object	02/17/00				
15A NCAC 02B .0220 13	13:08 NCR 621		14:06 NCR 434	*	Approve Object	02/11/00				
15A NCAC 02B .0223 11	11:02 NCR 75				aboudde	00/01/00				
15A NCAC 02B .0223 11	11:03 NCR 109									
15A NCAC 02B .0223 13	13:08 NCR 621		14:06 NCR 434	*	Object	02/17/00	,			
15A NCAC 02B .0225 13	13:08 NCR 621		14:06 NCR 434	*	Approve <b>Object</b>	03/16/00	•			
15A NCAC 02B .0225 13	13:19 NCR 1606		13:23 NCR 1929	*	Object	01/20/00	,			
15A NCAC 02B .0227	10:18 NCR 2400		11:12 NCR 973	*	Approve	03/16/00	•			
15A NCAC 02B .0230 14	14:10 NCR 823	14:10 NCR 823								
15A NCAC 02B .0231 11	11:02 NCR 75		11:10 NCR 824 11:14 NCR 1136	L/SE						
15A NCAC 02B .0233 11:02 NCR 75	1:02 NCR 75		11:10 NCR 824	Γ	Object	01/15/98	*		C10C GOIN CC.C1	COPI OIL
		12:02 NCR 77 12:14 NCR 1348 12:20 NCR 1836	11:14 NCR 1136	L	Syouddy	07112120			7107 VON 77.71	Disappioved (TD 1402)
		13:24 NCR 2017	14:04 NCR 287 12:06 NCR 462	L/SE S/L/SE	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02B .0234 14:11 NCR 906	4:11 NCR 906	14:18 NCR 1609								
15A NCAC 02B .0241 14	14:03 NCR 125		14:09 NCR 660	*	Object	01/20/00	*			
15A NCAC 02B .0242		13:24 NCR 2017	14:04 NCR 287	*	Object	01/20/00				
15A NCAC 02B .0245 12:23 NCR 2088	2:23 NCR 2088		13:04 NCR 368	*	Approve	07/1/00	+			
15A NCAC 02B .0246 12	12:23 NCR 2088		13:04 NCR 368	*						
15A NCAC 02B .0247 12	12:23 NCR 2088		13:04 NCR 368	L/SE						
15A NCAC 02B .0255 13	13:23 NCR 1901		14:03 NCR 162	SE						

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Астоп	Date	from proposal	Governor	Approved Rule	Other
15A NCAC 02B .0256	13:23 NCR 1901		14:03 NCR 162	SE						
15A NCAC 02B .0257	13:23 NCR 1901		14:03 NCR 162	SE						
15A NCAC 02B .0258	13:23 NCR 1901		14:03 NCR 162	L/SE						
15A NCAC 02B .0259	13:23 NCR 1901	14:13 NCR 1177	14:03 NCR 162	L/SE	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02B .0260	13:23 NCR 1901	14:13 NCR 1177	14:03 NCR 162	SE	Object	01/20/00				
15A NCAC 02B .0261 13:23 NCR 1901	13:23 NCR 1901	14:13 NCR 1177	14:03 NCR 162	SE	Approve Object	02/17/00 01/20/00	*			
15A NCAC 02B .0262	13:23 NCR 1901				Approve	02/17/00	*			
15A NCAC 02B ,0303	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0304	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0306	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	14:02 NCR 73
15A NCAC 02B .0306	13:14 NCR 1111		13:20 NCR 1727	*	Approve	03/16/00	*			
15A NCAC 02B .0306	13:19 NCR 1606		13:23 NCR 1929	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0308	12:16 NCR 1489									
15A NCAC 02B .0308	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0310	13:19 NCR 1606		13:23 NCR 1929	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0311	14:19 NCR 1686									
15A NCAC 02B .0313	14:19 NCR 1686									
15A NCAC 02B .0315	14:19 NCR 1686									
15A NCAC 02B .0315	14:19 NCR 1686									
15A NCAC 02B,0316	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	Disapproved (HB 1402)
15A NCAC 02B .0317	13:19 NCR 1606		13:23 NCR 1929	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02C .0100	14:10 NCR 743									
15A NCAC 02C .0102	14:10 NCR 743									
15A NCAC 02C .0103	14:10 NCR 743									
15A NCAC 02C .0105	14:10 NCR 743									
15A NCAC 02C .0107 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0108	14:10 NCR 743									

### **CUMULATIVE INDEX**

(Updated through April 11, 2000)

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Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	Name of the last o	Status	from	Effective by	Approved Rule	Other
Citation	Proceedings	Rule	Text	Note	Action	Date	proposal	Governor		
15A NCAC 02C .0110 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0111 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0112 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0113 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0114 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0117 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02C .0118 14:10 NCR 743	14:10 NCR 743									
15A NCAC 02D	13:12 NCR 943									
15A NCAC 02D .0101 12:02 NCR 52	12:02 NCR 52									
CAC 02D .0101	15A NCAC 02D .0101 12:16 NCR 1482									
CAC 02D .0108	15A NCAC 02D .0108 11:15 NCR 1200									
CAC 02D .0307	15A NCAC 02D .0307 11:15 NCR 1200									
CAC 02D .0501	15A NCAC 02D .0501 11:15 NCR 1200									
15A NCAC 02D .0501 11:04 NCR 183	11:04 NCR 183									
CAC 02D .0501	15A NCAC 02D .0501 13:16 NCR 1252									
15A NCAC 02D .0506 14:04 NCR 265	14:04 NCR 265									
CAC 02D .0518	15A NCAC 02D .0518 11:19 NCR 1408		14:07 NCR 524	*						
CAC 02D .0521	15A NCAC 02D .0521 11:15 NCR 1200									
15A NCAC 02D .0521 14:04 NCR 265	14:04 NCR 265									
CAC 02D .0521	15A NCAC 02D .0521 14:16 NCR 1401									

14:19 NCR 1705

01/20/00

Approve

14:03 NCR 162

15A NCAC 02D .0524 11:15 NCR 1200

15A NCAC 02D .0523 13:12 NCR 943

15A NCAC 02D .0525 11:15 NCR 1200 15A NCAC 02D .0535 14:16 NCR 1401

15A NCAC 02D .0540 13:04 NCR 356 15A NCAC 02D .0541 13:08 NCR 621

15A NCAC 02D .0524 13:08 NCR 621

14:03 NCR 162

11/11/99

Approve

14:15 NCR 1354

Agency/Rule	Rufe-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
15A NCAC 02D .0541 13:16 NCR 1252	13:16 NCR 1252		14:03 NCR 162	*	Object	11/17/99	•		2001 GO 200 FT	
15A NCAC 02D .0542 13:24 NCR 1994	13:24 NCR 1994				Approve	66/91/71	•		14:17 NCK 1525	
15A NCAC 02D .0610 11:15 NCR 1200	11:15 NCR 1200									
15A NCAC 02D .0611 11:15 NCR 1200	11:15 NCR 1200									
15A NCAC 02D .0612	11:15 NCR 1200									
15A NCAC 02D,0613	11:15 NCR 1200									
15A NCAC 02D .0614 11:15 NCR 1200	11:15 NCR 1200									
15A NCAC 02D .0615	11:15 NCR 1200									
15A NCAC 02D.0806	11:26 NCR 1976									
15A NCAC 02D .0902	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0903	11:15 NCR 1200									
15A NCAC 02D .0909	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0912	11:15 NCR 1200									
15A NCAC 02D .0917	11:19 NCR 1408									
15A NCAC 02D.0918	11:19 NCR 1408									
15A NCAC 02D .0919 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 02D .0920	11:19 NCR 1408									
15A NCAC 02D .0921	11:19 NCR 1408									
15A NCAC 02D .0922	11:19 NCR 1408									
15A NCAC 02D .0923	11:19 NCR 1408									
15A NCAC 02D .0924 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 02D .0926 13:16 NCR 1252	13:16 NCR 1252									
15A NCAC 02D .0927	13:16 NCR 1252									
15A NCAC 02D .0932	13:16 NCR 1252									
15A NCAC 02D .0934 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 02D .0948	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0949 11:19 NCR 1408	11:19 NCR 1408		14:07 NCR 524	*						

	Other																											
	Approved Rule																14:19 NCR 1705		14:19 NCR 1705	14:19 NCR 1705		14:19 NCR 1705	14:19 NCR 1705	14:19 NCR 1705				
Effective by	Governor																											
Text differs	from proposal																*	*	*	*	*	,	*			*	*	*
RRC Status	Date																01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	02/17/00	01/20/00		01/20/00	01/20/00	01/20/00
RRC	Action																Approve	Approve	Approve	Approve	Approve	Object	Approve Approve	Approve		Approve	Approve	Approve
Fiscal	Note	*	*			*										* *	*	*	*	*	*	*	*	*	*	*	*	*
Notice of	Text	14:07 NCR 524	14:07 NCR 524			14:07 NCR 524										14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14:03 NCR 162
Temporary	Rule																											
Rufe-making	Proceedings	11:19 NCR 1408	11:19 NCR 1408	12:16 NCR 1482	11:15 NCR 1200	11:19 NCR 1408	14:04 NCR 265	11:08 NCR 442	13:04 NCR 356	14:04 NCR 265	13:04 NCR 356	13:16 NCR 1252	11:15 NCR 1200	11:26 NCR 1976	14:04 NCR 265	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:12 NCR 943	13:16 NCR 1252	13:16 NCR 1252	13:16 NCR 1252	13:16 NCR 1252
Agency/Rule	Citation	15A NCAC 02D .0950 11:19 NCR 1408	15A NCAC 02D .0951 11:19 NCR 1408	15A NCAC 02D .0952	15A NCAC 02D .0954	15A NCAC 02D .0958 11:19 NCR 1408	15A NCAC 02D .1005 14:04 NCR 265	15A NCAC 02D .1100 11:08 NCR 442	15A NCAC 02D .1103	15A NCAC 02D .1103 14:04 NCR 265	15A NCAC 02D .1104	15A NCAC 02D .1104	15A NCAC 02D .1105	15A NCAC 02D .1106	15A NCAC 02D .1200 14:04 NCR 265	15A NCAC 02D .1201 13:12 NCR 943	15A NCAC 02D .1202	15A NCAC 02D .1203	15A NCAC 02D .1204	15A NCAC 02D .1205	15A NCAC 02D .1206 13:12 NCR 943	15A NCAC 02D .1207 13:12 NCR 943	15A NCAC 02D .1208 13:12 NCR 943	15A NCAC 02D .1209	15A NCAC 02D .1201	15A NCAC 02D .1202	15A NCAC 02D .1203	15A NCAC 02D .1204

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	trom proposal	Governor	Approved Kule	Other
15A NCAC 02D .1205 13:16 NCR 1252	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1206 13:16 NCR 1252	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1207	13:16 NCR 1252		14:03 NCR 162	*	Object	01/20/00	1			
15A NCAC 02D .1208	13:16 NCR 1252		14:03 NCR 162	•	Approve Approve	01/20/00	• •		14:19 NCR 1705	
15A NCAC 02D .1209	13:16 NCR 1252		14:03 NCR 162	•	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02D .1400 13:24 NCR 1994	13:24 NCR 1994									
15A NCAC 02D .1404	11:15 NCR 1200									
15A NCAC 02D .1700 12:02 NCR 52	12:02 NCR 52									
15A NCAC 02D .1703	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D .1708	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D .1709	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D 1801		13-18 NCB 1545	14-03 NCB 162	SE	Ohioot	11/17/00				
1001: <b>42</b> 0 OVOLUCI		13:22 NCR 1860	14:03 NCR 162	S. S.	Object	11/17/99				
					Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 02D .1802		13:18 NCR 1545	14:03 NCR 162	SE	Object	11/17/99				
		13:22 NCR 1860	14:03 NCR 162	SE	Object	11/17/99				
					Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 02D .1803		13:18 NCR 1545	14:03 NCR 162	SE	Approve	11/17/99	* 1		14:15 NCR 1354	
15A NCAC 02D .1804		13:18 NCR 1545	14:03 NCR 162	SE	Approve	11/17/99	,		14:15 NCR 1354	
15A NCAC 02D .1805		13:18 NCR 1545								
15A NCAC 02D .1903	12:16 NCR 1482	13:24 NCR 2017								
15A NCAC 02D .1903	13:12 NCR 943									
15A NCAC 02D .1904	12:16 NCR 1482									
15A NCAC 02D .2101	13:04 NCR 356		14:07 NCR 524	Γ	Approve	03/16/00	*			
15A NCAC 02D .2102	: 13:04 NCR 356		14:07 NCR 524	Г	Approve	03/16/00	*			
15A NCAC 02D .2103	13:04 NCR 356		14:07 NCR 524	Г	Approve	03/16/00	*			
15A NCAC 02D .2104	13:04 NCR 356		14:07 NCR 524	ľ	Approve	03/16/00	*			
15A NCAC 02D .2200	11:26 NCR 1976									

rrs Effective hv	from proposal	proposal	14:01 NCR 3	14:01 NCR 3	14:01 NCR 3	14:01 NCR 3	14:01 NCR 3	14:01 NCR 3	14:01 NCR 3																		
RRC Status	on Date																										
	Action	Acm																									
Fiscal	Note		*	*	*	*	*	*	*	*	S/L/SE	*	*		*			Γ									
Notice of	Text		13:24 NCR 1998	13:24 NCR 1998	13:24 NCR 1998	13:24 NCR 1998	13:24 NCR 1998	13:24 NCR 1998	13:24 NCR 1998		13:05 NCR 491			CR 80													
No	4		13:24	13:24	13:24	13:24	13:24	13:2	13:24	13:24	13:24	13:24	13:24 N		13:05 N			14:02 NCR 80									
Temporary			13:24	13:2	13:24	13:24	13:2	13:2	13:2	13:24	13:24	13:24	13:24 N		13:04 NCR 426 13:05 N Term Expired 05/11/09		14;18 NCR 1609	14:02 N									
	Rule		13:20 NCR 1715 13:24	13:20 NCR 1715 13:2	13:20 NCR 1715 13:24 N	15A NCAC 02H .0200 14:18 NCR 1597	12:20 NCR 1817 13:04 NCR 426 13:05 N Terms Expired 05/11/99	14:17 NCR 1496	14:18 NCR 1609	15A NCAC 02H .0806 13:04 NCR 356 14:02 N	13:08 NCR 621	11:15 NCR 1200	11:15 NCR 1200	11:15 NCR 1200	11:15 NCR 1200	13:04 NCR 356	14:10 NCR 743	11:15 NCR 1200	15A NCAC 02N .0304 14:20 NCR 1808								

CUMULATIVE INDEX (Updated through April 11, 2000)

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	Approved Rule			14:15 NCR 1354	14:15 NCR 1354	14:19 NCR 1705	14:19 NCR 1705				14:19 NCR 1705			14:19 NCR 1705		14:19 NCR 1705	14:19 NCR 1705	14:19 NCR 1705				14:10 NCR 839						
Effective by	Governor																											
Text differs	from proposal					*	*		•	•										*		*	*					
RRC Status	Date	03/16/00		11/17/99	11/17/99	01/20/00	01/20/00		01/20/00	00//1/70	01/20/00			01/20/00		01/20/00	01/20/00	01/20/00	01/20/00	02/17/00		10/04/99	01/20/00	00/11/70				
RRC	Action	Approve		Approve	Approve	Approve	Approve		Object	Approve	Approve			Approve		Approve	Approve	Approve	Object	Approve		Approve	Object	Approve				
Fiscal	Note	S/L		*	*	*	*		*		*			*		S	*	*	*			* 1	•					
Natice of	Text	14:11 NCR 908		14:03 NCR 162	14:03 NCR 162	14:03 NCR 162	14.07 NCR 524		14:07 NCR 524		14:07 NCR 524			14:03 NCR 162		14:07 NCR 524	14:07 NCR 524	14:07 NCR 524	14:07 NCR 524			13:20 NCR 1727	14:03 NCR 162					
Temporary	Rule	14:07 NCR 550				13:18 NCR 1545	14:10 NCR 823		14:10 NCR 823		14:10 NCR 823					14:10 NCR 823	14:10 NCR 823	14:10 NCR 823	14:10 NCR 823									
Rule-making	Proceedings	13:24 NCR 1994	12:16 NCR 1482	13:08 NCR 621	13:12 NCR 943		13:24 NCR 1994	14:04 NCR 265	13:24 NCR 1994	14:04 NCR 265	13:24 NCR 1994	14:04 NCR 265	14:04 NCR 265	13:12 NCR 943	14:04 NCR 265	13:24 NCR 1994	13:24 NCR 1994	13:24 NCR 1994	13:08 NCR 621	14:04 NCR 265	11:08 NCR 442	13:12 NCR 943		13:04 NCR 356	14:04 NCR 265	13:04 NCR 356	13:16 NCR 1252	14:04 NCR 265
Agency/Rule	Citation	15A NCAC 02P.0402	15A NCAC 02Q .0102	15A NCAC 02Q .0103	15A NCAC 02Q .0109	15A NCAC 02Q .0202	15A NCAC 02Q .0304	15A NCAC 02Q .0305	15A NCAC 02Q .0306	15A NCAC 02Q .0401	15A NCAC 02Q .0502	15A NCAC 02Q .0503	15A NCAC 02Q .0507	15A NCAC 02Q .0508	15A NCAC 02Q .0508	15A NCAC 02Q .0700	15A NCAC 02Q .0702		15A NCAC 02Q.0703	15A NCAC 02Q .0703	15A NCAC 02Q.0711	15A NCAC 02Q .0711	15A NCAC 020,0800					

Other																														
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RRC Status n Date				03/16/00	03/16/00	03/16/00	03/16/00									03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00
RRC				Approve	Approve	Approve	Approve									Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve
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Notice of Text	12:14 NCR 1267	12:14 NCR 1267		14:10 NCR 755	14:10 NCR 755	14:10 NCR 755	14:10 NCR 755					14:18 NCR 1603	14:18 NCR 1603	14:18 NCR 1603		14:10 NCR 757	14:10 NCR 757 14:10 NCR 757	14:10 NCR 757	14:10 NCR 757	14:10 NCR /5/ 14:10 NCB 757	14:10 NCR 757	14:10 NCR 757	14:10 NCR 757	14:10 NCR 757	14:10 NCR /5/	14:10 NCR 757	14:10 NCR 757	14:10 NCR 757	14:10 NCK /5/	14:10 NCR 757
Temporary Rule											14:14 NCR 1316	14:14 NCR 1316	14:14 NCR 1316	14:14 NCR 1316																
Rule-makiog Proceediogs	12:02 NCR 52	12:02 NCR 52	12:02 NCR 52	14:04 NCR 272	14:04 NCR 272	14:04 NCR 272	14:04 NCR 272	of	14:13 NCR 1092	14:13 NCR 1092					ion for	14:04 NCR 265	14:05 NCR 370 14:04 NCR 265	14:05 NCR 370	14:04 NCR 265	14:05 NCR 3/0 14:04 NCP 265	14:05 NCR 370	14:04 NCR 265	14:05 NCR 370	14:04 NCR 265	14:05 NCK 3/0	14:04 NCR 265	14:05 NCR 370	14:04 NCR 265	14:05 NCR 3/0 14:04 NCP 265	14:05 NCR 370
Agency/Rule Citation	15A NCAC 02R .0204	15A NCAC 02R .0205	15A NCAC 02R .0600	15A NCAC 02S .0101	15A NCAC 02S .0102	15A NCAC 02S .0201	15A NCAC 02S .0202	Forest Resources, Division of	15A NCAC 09C .0200 14:13 NCR 1092	15A NCAC 09C .0400 14:13 NCR 1092	15A NCAC 09C,1101	15A NCAC 09C .1102	15A NCAC 09C.1103	15A NCAC 09C.1104	Health Services, Commission for	15A NCAC 13A .0101	154 NCAC 134 0102		15A NCAC 13A .0103	15A NCAC 13A 0104		15A NCAC 13A .0106		15A NCAC 13A .0108		15A NCAC 13A .0110		15A NCAC 13A .0112	15A NCAC 13A 0113	

	Other																											
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RRC Status	Date		03/16/00	03/16/00				03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00										08/19/99		
RRC	Action		Approve	Approve				Approve										Approve										
Fiscal	Note		* *	• •				•	•	*	*	*	*	•	•	•										*		
Notice of	Text		14:10 NCR 757	14:10 NCK 757 11:13 NCR 1055				14:14 NCR 1238									Temp Expired 01/26/99	Temp Expired 01/26/99 13:20 NCR 1738	/99	Temp Expired 12/11/98								
Temporary	Rule																								12:21 NCR 1882	12:21 NCR 1882 13:12 NCR 979	Temp Expired 01/26/99	12:18 NCR 1713
Rule-making	Proceedings		14:04 NCR 265	14:03 INCR 370 11:08 INCR 442	11:08 NCR 442	11:26 NCR 1976	11:04 NCR 183	14:09 NCR 656	14:09 NCR 656	14:09 NCR 656	14:09 NCR 656	14:09 NCR 656	13:16 NCR 1252	13:16 NCR 1252	13:16 NCR 1252			13:16 NCR 1252	12:16 NCR 1482									
Agency/Rule	Citation		15A NCAC 13A .0118	15A NCAC 13B .1627	15A NCAC 13B,1800	15A NCAC 13B .1800	15A NCAC 18A	15A NCAC 18A .0134	15A NCAC 18A .0188	15A NCAC 18A .0189	15A NCAC 18A .0190	15A NCAC 18A .0191	15A NCAC 18A .0301	15A NCAC 18A .0433	15A NCAC 18A .0434	15A NCAC 18A .0435	15A NCAC 18A .0500 14:09 NCR 656	15A NCAC 18A .0600 14:09 NCR 656	15A NCAC 18A .0700 14:09 NCR 656	15A NCAC 18A .0800	15A NCAC 18A .0900 14:09 NCR 656	15A NCAC 18A .1000	15A NCAC 18A .1300 13:16 NCR 1252	15A NCAC 18A .1600	15A NCAC 18A .1601	15A NCAC 18A .1611	15A NCAC 18A . 1700 13:16 NCR 1252	15A NCAC 18A .1720 12:16 NCR 1482

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Proceedings R	æ	Rule	Text	Note	Action	Date	proposal	Governor	amu nako uddu	Office
12:21 N	12:21 N	12:21 NCR 1882	Temp Expired 01/26/99							
15A NCAC 18A .1808 13:08 NCR 621	12.24	0777 V	13:13 NCR 1047	*	Approve	04/15/99	*		14:02 NCR 84	
ISA NCAC 18A .1809 14:11 NCR 906 14:12 NCR 1041	14:12 NG	CR 1041	14:19 NCR 1692	*						
12:24 NCR 2228	12:24 NC	7R 2228	13:13 NCR 1047	*	Approve	04/15/99			14:02 NCR 84	
15:20 INCR 1740 14:11 NCR 906 14:12 NCR 1041	15:20 INC 14:12 NC	R 1041	14:19 NCR 1692	*						
13:08 NCR 621			13:13 NCR 1047	*	Approve	04/15/99	*		14:02 NCR 84	
14:11 NCR 906 14:12 NCR 1041	14:12 NG	CR 1041	14:19 NCR 1692	•						
N/A			N/A	N/A	Approve	10/04/99			14:10 NCR 839	
13:12 NCR 979	13:12 NC	R 979	14:03 NCR 234	*	Approve	10/04/99	•		14:10 NCR 839	
13:12 NCR 979	13:12 NC	R 979	14:03 NCR 234	*	Approve	10/04/99			14:10 NCR 839	
13:12 NCR 979	13:12 NC	R 979	14:03 NCR 234	*	Approve	10/04/99	*		14:10 NCR 839	
13:12 NCR 979	13:12 NC	R 979	14:03 NCR 234	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 18A .1956 N/A			N/A	N/A	Approve	10/04/99			14:10 NCR 839	
15A NCAC 18A .2400 13:16 NCR 1252										
14:04 NCR 265			14:11 NCR 909	*	Approve	03/16/00				
14:06 NCR 428			14:11 NCR 909	*						
12:04 NCR 240										
N/A N/A	N/A		N/A	N/A	Approve	08/16/60			14:09 NCR 708	
14:11 NCR 907 14:12 NCR 1041	14:12 NG	CR 1041	14:19 NCR 1692	*						
12:16 NCR 1482										
12:16 NCR 1482										
14:11 NCR 907 14:12 NCR 1041	14:12 NG	CR 1041	14:19 NCR 1692	*						
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14:11 NCR 907 14:12 No	14:12 N	14:12 NCR 1041	14:19 NCR 1692	*						
12:16 NCR 1482										
15A NCAC 18A .2812 14:11 NCR 907 14:12 N	14:12 N	14:12 NCR 1041	14:19 NCR 1692	*						

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Fiffective by		
Citation	Proceediogs	Rule	Text	Note	Action	Date	from	Governor	Approved Rule	Other
15A NCAC 18A .2814	12:16 NCR 1482									
15A NCAC 18A .2815 14:11 NCR 907	14:11 NCR 907	14:12 NCR 1041	14:19 NCR 1692	*						
15A NCAC 18A .2816	12:16 NCR 1482									
15A NCAC 18A .2818	12:16 NCR 1482									
15A NCAC 18A ,2821	12:16 NCR 1482									
15A NCAC 18A .2825	14:11 NCR 907	14:12 NCR 1041	14:19 NCR 1692	*						
15A NCAC 18A .2826	12:16 NCR 1482									
15A NCAC 18A .2835	12:16 NCR 1482									
15A NCAC 18A .2836	12:16 NCR 1482									
15A NCAC 18A .3300	14:20 NCR 1808									
15A NCAC 18C .0301	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0302	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0303	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0304	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C.0305	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0306	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0307	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0308	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0309	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	•		14:17 NCR 1525	
15A NCAC 18C .1211	14:19 NCR 1688									
15A NCAC 18C.1304	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .1513	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 18C .1538	14:05 NCR 370		14:10 NCR 757	S/L	Approve	03/16/00				
15A NCAC 18C .2007	14:05 NCR 370		14:10 NCR 757	S/L/SE	Approve	03/16/00	*			
15A NCAC 18C .2008	14:05 NCR 370		14:10 NCR 757	S/L	Approve	03/16/00				
15A NCAC 18D .0201	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0203	13:23 NCR 1928		14:06 NCR 468	S/L	Object Approve	02/17/00 03/16/00	*			

Agency/Rule	Rufe-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rufe	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
15A NCAC 18D .0205 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0206 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/11/00	*			
15A NCAC 18D .0304 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/11/00				
15A NCAC 18D .0305 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	*	Approve	02/17/00				
15A NCAC 18D .0307 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00				
15A NCAC 18D .0308 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0309 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00				
15A NCAC 18D .0403 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Object	02/17/00				
15A NCAC 18D .0701 13:23 NCR 1928	13:23 NCR 1928		14:06 NCR 468	S/L	Approve Approve	03/16/00 02/17/00	*			
15A NCAC 26C .0001 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C .0002 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C .0003 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C .0004 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C .0005 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C .0006 11:19 NCR 1408	11:19 NCR 1408									
15A NCAC 26C, 0007 11:19 NCR 1408	, 11:19 NCR 1408									
Land Resources/Land Quality/Sedimentation Control Commission	uality/Sedimentation	Control Commission								
15A NCAC 04B .0106 12:20 NCAC 1817	12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/16/6	•		14:09 NCR 708	
15A NCAC 04B .0107 12:20 NCAC 1817	, 12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/16/6	*		14:09 NCR 708	
15A NCAC 04B .0126 14:07 NCR 520	14:07 NCR 520		14:12 NCR 962	S/L	Approve	02/17/00				
15A NCAC 04B .0127 12:20 NCAC 1817	, 12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/16/80			14:09 NCR 708	
15A NCAC 04C .0107 13:12 NCR 943	7 13:12 NCR 943		13:19 NCR 1651	*	Арртоvе	10/04/99			14:10 NCR 839	
Marine Fisheries Commission	ussion									
15A NCAC 03	11:11 NCR 881									
15A NCAC 03	11:20 NCR 1537									
15A NCAC 03	11:26 NCR 1985									
15A NCAC 03	13:14 NCR 1113									

	Other																											
	Approved Rule		14:17 NCR 1525	14:17 NCR 1525		14:17 NCR 1525	14:17 NCR 1525		14:19 NCR 1705 14:05 NCR 402		14:17 NCR 1525		14:17 NCR 1525 14:17 NCR 1525			14:17 NCR 1525	14:17 NCR 1525		14.17 NCB 1435	2201 MON 71.41	14:17 NCK 1525	14:17 NCR 1525		14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525
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atus	Date		12/16/99	12/16/99	ì	12/16/99	12/16/99	12/16/99	01/20/00 06/17/99		12/16/99	_	12/16/99 12/16/99			12/16/99	12/16/99		12/16/00	00/24/01	12/16/99	12/16/99		12/16/99	12/16/99	12/16/99	12/16/99	12/16/99
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Notice of	Text		14:06 NCR 443	14:06 NCR 443		14:06 NCR 443	14:20 NCR 1830 14:06 NCR 443	14:06 NCR 443	N/A	14:20 NCR 1830	14:06 NCR 443	N/A	14:06 NCR 443	14.06 NCB 443	14:20 NCR 1810	14:06 NCR 443	14:06 NCR 443	11:11 NCR 888	14:20 NCR 1830	14.00 NOW 443	14:00 NCK 443	14:06 NCR 443		14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443
Temporary	Rule		14:01 NCR 18	14:01 NCR 18	14:01 NCR 18	14:04 NCR 323	14:20 NCR 1830 14:01 NCR 18	14:01 NCR 18		14:20 NCR 1830	14:01 NCR 18		14:01 NCR 18	13:08 NCR 739	14:09 NCR 688	14:01 NCR 18	14:01 NCR 18		14:20 NCR 1830	14.01 NOB 10	14:01 NCK 18	14:01 NCR 18		14:01 NCR 18	14:01 NCR 18	14:01 NCR 18	14:01 NCR 18	14:01 NCR 18
Rule-making	Proceedings	13:17 NCR 1377	13:14 NCR 1113	12:23 NCR 2089 13:14 NCR 1113	13:14 NCR 1113		13:14 NCR 1113	13:14 NCR 1113	N/A	13:14 NCR 1113	13:14 NCR 1113	N/A	13:14 NCR 1113	13-14 NCD 1112	14:09 NCR 688	13:14 NCR 1113	13:14 NCR 1113	11:07 NCR 407	13:14 NCR 1113	13.14 MOR 1113	13:14 NCK 1113	13:14 NCR 1113	14:09 NCR 655	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113
Agency/Rule	Citation	5A NCAC 03	15A NCAC 03H .0101	15A NCAC 03H .0103	15A NCAC 031.0101		15A NCAC 031.0105	15A NCAC 031.0106	15A NCAC 031.0107	15A NCAC 031.0112	15A NCAC 031.0114	15A NCAC 031.0117	ISA NCAC 031.0120	15A NCAC 03J .0103	15A NCAC 03J .0103	15A NCAC 03J .0104	15A NCAC 03J .0110	15A NCAC 03J .0202	15A NCAC 03J ,0209	1000 CO ON 1000	13A NCAC 03J .0302	15A NCAC 03J .0305	15A NCAC 03J .0402	15A NCAC 03K .0101	15A NCAC 03K .0105	15A NCAC 03K,0106	15A NCAC 03K .0202	15A NCAC 03K .0502

	Governor Approved Rule Other		14:17 NCR 1525		14:17 NCR 1525		14:17 NCR 1525				14:17 NCR 1525		14;17 NCK 1525				14:17 NCR 1525		14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525
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RRC Status	Action D		Approve 12/1		Approve 12/1		Approve 12/1				Approve 12/1		Approve 12/1				Approve 12/1		Approve 12/1									
Fiscal	Note	*	*	*	*	*	*	*	*	*	* 1		•		*		*	*		*	* *	* * *	* * * *					
Notice of	Text	11:11 NCR 888	14:06 NCR 443	14:20 NCR 1810	14:06 NCR 443	14:20 NCR 1830	14:06 NCR 443	14:06 NCR 443	14:20 NCR 1810	14:06 NCR 443	14:06 NCR 443	14:20 NCR 1830	14:00 INCR 445		14:20 NCR 1810		14:06 NCR 443	14:06 NCR 443		12:05 NCR 418	12:05 NCR 418 14:20 NCR 1810	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 443	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 443 14:20 NCR 1810	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 443 14:20 NCR 1810 14:20 NCR 1830	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 443 14:20 NCR 1830 13:03 NCR 303	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 443 14:20 NCR 1810 14:20 NCR 1830 13:03 NCR 303	12:05 NCR 418 14:20 NCR 1810 14:06 NCR 1810 14:20 NCR 1830 13:03 NCR 303 14:06 NCR 443	12:05 NCR 418 14:20 NCR 1810 14:20 NCR 1810 14:20 NCR 1830 13:03 NCR 303 14:20 NCR 443 14:20 NCR 1810
Temporary	Rule		14:01 NCR 18	14:09 NCR 688	14:01 NCR 18	14:20 NCR 1830	14:01 NCR 18	14:01 NCR 18	14:12 NCR 1038	13:08 NCR 739 14:01 NCR 18	14:01 NCR 18	14:20 NCR 1830	14.01 INCR 10	13:22 NCR 1865	14:12 NCR 1038		14:01 NCR 18	14:01 NCR 18			14:01 NCR 18	14:01 NCR 18 14:04 NCR 323	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666 14:20 NCR 1830	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666 14:20 NCR 1830	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666 14:20 NCR 1830 14:01 NCR 18	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666 14:20 NCR 1830 14:01 NCR 18	14:01 NCR 18 14:04 NCR 323 13:19 NCR 1666 14:20 NCR 1830 14:01 NCR 18 14:12 NCR 1038
Rule-making	Proceedings	11:07 NCR 407	15A NCAC 03L .0201 13:14 NCR 1113	15A NCAC 03L .0205 14:09 NCR 688	15A NCAC 03L .0206 13:14 NCR 1113	15A NCAC 03M .0201 13:14 NCR 1113	15A NCAC 03M .0202 13:14 NCR 1113	15A NCAC 03M .0301 13:14 NCR 1113	15A NCAC 03M .0301 14:12 NCR 958	15A NCAC 03M .0501 13:14 NCR 1113	15A NCAC 03M .0503 13:14 NCR 1113	15A NCAC 03M .0503 13:14 NCR 1113	CITE MONIFICE FOCO.	15A NCAC 03M .0506	15A NCAC 03M .0506	15A NCAC 03M .0507 13:10 NCR 803	15A NCAC 03M .0507 13:14 NCR 1113	15A NCAC 03M .0511 13:14 NCR 1113		15A NCAC 03M .0513 11:26 NCR 1976	15A NCAC 03M .0513 11:26 NCR 1976 15A NCAC 03M .0513 13:14 NCR 1113	4.0513 11:26 NCR 1976 4.0513 13:14 NCR 1113	L.0513 11:26 NCR 1976 L.0513 13:14 NCR 1113 L.0513 13:19 NCR 1666	15A NCAC 03M .0513 11:26 NCR 1976 15A NCAC 03M .0513 13:14 NCR 1113 15A NCAC 03M .0513 13:19 NCR 1666 15A NCAC 03M .0513 13:14 NCR 1113	15A NCAC 03M .0513 11:26 NCR 1976 15A NCAC 03M .0513 13:14 NCR 1113 15A NCAC 03M .0513 13:19 NCR 1666 15A NCAC 03M .0513 13:14 NCR 1113 15A NCAC 03M .0513 12:23 NCR 2089	.0513 11:26 NCR 1976 .0513 13:14 NCR 1113 .0513 13:19 NCR 1666 .0513 13:14 NCR 1113 .0515 12:23 NCR 2089 .0515 13:14 NCR 1113	15A NCAC 03M. 0513 11:26 NCR 1976 15A NCAC 03M. 0513 13:14 NCR 1113 15A NCAC 03M. 0513 13:19 NCR 1666 15A NCAC 03M. 0513 13:14 NCR 1113 15A NCAC 03M. 0515 12:23 NCR 2089 15A NCAC 03M. 0515 13:14 NCR 1113 15A NCAC 03M. 0515 13:14 NCR 1113	15A NCAC 03M .0513 11:26 NCR 1976 15A NCAC 03M .0513 13:14 NCR 1113 15A NCAC 03M .0513 13:19 NCR 1666 15A NCAC 03M .0513 13:14 NCR 1113 15A NCAC 03M .0515 13:14 NCR 1113 15A NCAC 03M .0515 13:14 NCR 1113 15A NCAC 03M .0515

	Other																										
	Approved Rule	14:19 NCR 1705	14:17 NCR 1525		14:17 NCR 1525	14:17 NCR 1525		14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525		14:17 NCR 1525 14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525	14:17 NCR 1525					
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Notice of	Text		14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:96 NCR 443	14:06 NCR 443	14:06 NCR 443		14:06 NCR 443	14:06 NCR 443		14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443		14:06 NCR 443 14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443
Temporary Notice of		14:09 NCR 688	14:01 NCR 18 14:06 NCR 443	14:01 NCR 18	14:04 NCR 323 14:06 NCR 443	14:01 NCR 18 14:06 NCR 443	14:09 NCR 688	14:01 NCR 18 14:06 NCR 443		14:04 NCR 525 14:06 NCR 443 14:01 NCR 18 14:06 NCR 443	14:01 NCR 18 14:06 NCR 443	13:18 NCR 1553 14:06 NCR 443	13:18 NCR 1553 14:06 NCR 443														
	Rule	15A NCAC 03O .0101 14:09 NCR 688 14:09 NCR 688							15A NCAC 03O .0108 13:14 NCR 1113 14:01 NCR 18			15A NCAC 03O .0109 14:09 NCR 688 14:09 NCR 688						2									

Other																												
Approved Rule		14:17 NCR 1525		14:19 NCR 1705 14:17 NCR 1525	14:17 NCR 1525							14:06 NCR 490	14:06 NCR 490	14:05 NCR 402	14:04 NCR 330													
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Status	Date	12/16/99	12/16/99	01/20/00 12/16/99	12/16/99							07/15/99	07/15/99	06/11/90	05/20/99													
RRC Status	Action	Approve	Object	Approve Approve	Approve							Approve	Approve	Approve	Approve													
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Notice of Text		14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:06 NCR 443	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	N/A	N/A	N/A	13:13 NCR 1043	14:20 NCR 1830												
Temporary Rule		13:18 NCR 1553	13:18 NCR 1553	13:18 NCR 1553	13:18 NCR 1553	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830	14:20 NCR 1830					14:20 NCR 1830												
Rule-making Proceedings	0	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	N/A	N/A	N/A	11:26 NCR 1985	14:12 NCR 958	ommission	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097	12:13 NCR 1097
Agency/Rule Citation		15A NCAC 03O .0403 13:14 NCR 1113	15A NCAC 03O .0404 13:14 NCR 1113	15A NCAC 03O .0405 13:14 NCR 1113	15A NCAC 03O .0406 13:14 NCR 1113	15A NCAC 03O .0501	15A NCAC 03O .0502 13:14 NCR 1113	15A NCAC 03O .0503	15A NCAC 03O .0504 13:14 NCR 1113	15A NCAC 030,0505	15A NCAC 030 .0506	15A NCAC 03P .0101	15A NCAC 03P .0102	15A NCAC 03Q .0106	15A NCAC 03Q .0107 11:26 NCR 1985	15A NCAC 03Q .0107 14:12 NCR 958	Parks and Recreation Commission	15A NCAC 12A .0001 12:13 NCR 1097	15A NCAC 12A .0004 12:13 NCR 1097	15A NCAC 12A .0005 12:13 NCR 1097	15A NCAC 12B .0101	15A NCAC 12B .0104	15A NCAC 12B .0106	15A NCAC 12B .0203	15A NCAC 12B .0401	15A NCAC 12B .0402	15A NCAC 12B .0501	15A NCAC 12B .0602 12:13 NCR 1097

### **CUMULATIVE INDEX**

(Updated through April 11, 2000)

Other	
Approved Rule	
Effective by	Governor
Text differs	proposal
Status	Date
RRC Statu	Астоп
Fiscal	Note
-	Text
Temporary	Rule
Rule-making	Proceedings
Agency/Rule	Citation

15A NCAC 12B .0701 12:13 NCR 1097
15A NCAC 12B .0702 12:13 NCR 1097
15A NCAC 12B .0802 12:13 NCR 1097
15A NCAC 12B .1001 12:13 NCR 1097
15A NCAC 12B .1004 12:13 NCR 1097
15A NCAC 12B .1102 12:13 NCR 1097
15A NCAC 12B .1102 12:13 NCR 1097

# Water Pollution Control System Operators Certification Commission

11:26 NCR 1976	11:26 NCR 1976	13:16 NCR 1252	13:16 NCR 1252
15A NCAC 08E	15A NCAC 08F	15A NCAC 08F.0406	15A NCAC 08F,0407

### Waste Management

Public Notice - Seaboard Chemical Corporation

	14:10 NCR 839	14:09 NCR 708	14:10 NCR 839	14.10 MCB 830	14:09 NCR 708	000 0000	14:10 NCK 839	14:10 NCK 839	14:10 NCR 839 14:09 NCR 708	14:09 NCR 708
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	Object Approve	Approve	Object Approve	Object	Approve	Object	Approve Object	Approve Object	Approve Approve	Approve
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	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788
	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988
ation Commission	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803
Well Contractors Certification Commission	15A NCAC 27.0101	15A NCAC 27.0110	15A NCAC 27 .0201	15A NCAC 27 .0301	15A NCAC 27 .0401	15A NCAC 27 .0410	15A NCAC 27 .0420	15A NCAC 27 .0430	15A NCAC 27 .0440	15A NCAC 27 .0501

14:01 NCR 3

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	Approved Kule	14:09 NCR 708	14:09 NCR 708	14:09 NCR 708		14:09 NCR 708		14:10 NCR 839	14:10 NCR 839 14:09 NCR 708		14;10 NCR 839	14:09 NCR 708	14:09 NCR 708	14:09 NCR 708	14:09 NCR 708				14:04 NCR 330 14:05 NCR 402	14:02 NCR 84					14:02 NCR 84	14:02 NCR 84	
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Notice of	Text	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13-21 NCB 1788	SOL WORLD	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788	13:21 NCR 1788			13:12 NCR 948	N/A	13:12 NCR 948	13:22 NCR 1842	14:12 NCR 963	14:12 NCR 963		13:12 NCR 948	13:12 NCR 948	14:12 NCR 963
Temporary	Rule	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988 13 Term Evnired 09/30/99	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13-12 NCB 988	2000	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988	13:12 NCR 988			13:07 NCR 595		13:19 NCR 1666					13:19 NCR 1666	13:19 NCR 1666	
Rule-makiog	Proceedings	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13-10 NCB 803		13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	13:10 NCR 803	mmission	14:08 NCR 577	13:07 NCR 595	N/A	13:08 NCR 625	13:18 NCR 1502	14:08 NCR 577	14:08 NCR 577	14:08 NCR 577	13:08 NCR 625	13:08 NCR 625	14:08 NCR 577
Ageocy/Rule	Citatioo	15A NCAC 27.0510	15A NCAC 27.0520	15A NCAC 27.0601	15A NCAC 27.0701	15A NCAC 27.0801	15A NCAC 27.0810	15A NCAC 27.0820	15A NCAC 27.0830	154 NCAC 27 0840		15A NCAC 27.0901	15A NCAC 27.0910	15A NCAC 27.0920	15A NCAC 27.0930	Wildlife Resources Commission	15A NCAC 10B .0100 14:08 NCR 577	15A NCAC 10B .0105 13:07 NCR 595	15A NCAC 10B .0109	15A NCAC 10B .0113	15A NCAC 10B .0115	15A NCAC 10B .0116	15A NCAC 10B .0119	15A NCAC 10B .0200 14:08 NCR 577	15A NCAC 10B .0202	15A NCAC 10B .0203	15A NCAC 10B .0203 14:08 NCR 577

	Other																											
	Approved Kule	14:05 NCR 402	14:02 NCR 84	14:02 NCR 84			14:04 NCR 330 14:02 NCR 84		14:02 NCR 84				14:02 NCR 84				14:02 NCR 84			14:02 NCR 84				14:09 NCR 708	14:09 NCR 708	14:09 NCR 708		
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Notice of	Text	N/A	13:12 NCR 948	13:12 NCR 948	14:12 NCR 963	13:12 NCR 948	13:12 NCR 948	14:12 NCR 963	13:12 NCR 948	14:20 NCR 1814		14:12 NCR 963	13:12 NCR 948	14:12 NCR 963		14:12 NCR 963	13:12 NCR 948		14:12 NCR 963	13:12 NCR 948	14:12 NCR 963	14:12 NCR 963		13:20 NCR 1737	13:20 NCR 1737	13:20 NCR 1737	14:12 NCR 963	
Temporary	Rule		13:19 NCR 1666	13:19 NCR 1666		13:19 NCR 1666	13:19 NCR 1666						13:19 NCR 1666				13:19 NCR 1666			13:19 NCR 1666								
Rule-making	Proceedings	N/A	13:08 NCR 625	13:08 NCR 625	14:08 NCR 577	13:08 NCR 625	13:08 NCR 625	13:23 NCR 1928	13:08 NCR 625	14:09 NCR 655	14:08 NCR 577	14:08 NCR 577	13:08 NCR 625	14:08 NCR 577	14:08 NCR 577	14:08 NCR 577	13:08 NCR 625	14:08 NCR 577	14:08 NCR 577	13:08 NCR 625	14:08 NCR 577	14:08 NCR 577	14:08 NCR 577	13:14 NCR 1113	13:14 NCR 1113	13:14 NCR 1113	14:08 NCR 577	14:08 NCR 577
Agency/Rule	Citation	15A NCAC 10B .0204 N/A	15A NCAC 10B .0205 13:08 NCR 625	15A NCAC 10B .0209	15A NCAC 10B .0209	15A NCAC 10B .0212	15A NCAC 10B .0302	15A NCAC 10B .0403	15A NCAC 10C .0107	15A NCAC 10C .0107	15A NCAC 10C .0200 14:08 NCR 577	15A NCAC 10C .0205	15A NCAC 10C .0205	15A NCAC 10C .0206 14:08 NCR 577	15A NCAC 10C .0300 14:08 NCR 577	15A NCAC 10C .0305	15A NCAC 10C .0305	15A NCAC 10C .0400	15A NCAC 10C .0401	15A NCAC 10C .0401	15A NCAC 10C .0402	15A NCAC 10C .0407	15A NCAC 10C .0500	15A NCAC 10C .0501	15A NCAC 10C .0502	15A NCAC 10C.0503	15A NCAC 10C .0503 14:08 NCR 577	15A NCAC 10D .0100 14:08 NCR 577

Agency/Rule	Rule-makino	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Fffective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
15A NCAC 10D .0102 14:08 NCR 577	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10D .0102	13:08 NCR 625	13:19 NCR 1666	13:12 NCR 948	*	Approve	04/15/99			14:02 NCR 84	
15A NCAC 10D .0102	13:19 NCR 1609									
15A NCAC 10D .0103	13:08 NCR 625	13:19 NCR 1666	13:12 NCR 948	*	Approve	04/15/99	*		14:02 NCR 84	
15A NCAC 10D .0103	13:19 NCR 1609	14:07 NCR 551	14:01 NCR 6	*						
15A NCAC 10D .0103	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10D .0104	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10F.0201	N/A		N/A	N/A	Approve	03/18/99			14:01 NCR 48	
15A NCAC 10F.0202	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
15A NCAC 10F.0300	14:01 NCR 5									
15A NCAC 10F.0303	14:02 NCR 79									
15A NCAC 10F.0310	13:07 NCR 595	13:15 NCR 1231	13:11 NCR 905	J	Approve	05/18/99	*		13:24 NCR 2037	
15A NCAC 10F.0311	14:13 NCR 1092									
15A NCAC 10F.0317	13:08 NCR 625		13:14 NCR 1116	*	Approve	04/15/99			14:02 NCR 84	
15A NCAC 10F.0321	13:13 NCR 1040	13:19 NCR 1666	13:19 NCR 1666	Γ	Approve	08/16/6			14:09 NCR 708	
15A NCAC 10F .0323	13:13 NCR 1040	13:19 NCR 1666	13:19 NCR 1666	Г	Approve	08/16/6			14:09 NCR 708	
15A NCAC 10F.0327	14:08 NCR 577									
15A NCAC 10F.0330	13:03 NCR 269	13:07 NCR 595	13:07 NCR 595	S/L	Approve	04/15/99			14:02 NCR 84	
15A NCAC 10F.0330	13:11 NCR 855	13:15 NCR 1217	13:15 NCR 1231	L	Approve	04/15/99			14:02 NCR 84	
15A NCAC 10F.0332	14:08 NCR 577	14:19 NCR 1703	14:13 NCR 1145	Ţ						
15A NCAC 10F.0333	14:02 NCR 79	14:17 NCR 1520	14:08 NCR 580	Γ						
15A NCAC 10F.0336	14:08 NCR 577									
15A NCAC 10F.0339	13:13 NCR 1040	13:19 NCR 1666	13:19 NCR 1666	L	Approve	08/19/99			14:09 NCR 708	
15A NCAC 10F.0339	13:23 NCR 1928	14:17 NCR 1520	14:08 NCR 580	L						
15A NCAC 10F.0342	13:07 NCR 585	13:15 NCR 1231	13:11 NCR 905	Г	Approve	05/18/99	*		13:24 NCR 2037	
15A NCAC 10F.0353	14:02 NCR 79	14:19 NCR 1703	14:12 NCR 963	Г						
15A NCAC 10F.0354	14:02 NCR 79									

	Other									14:02 NCR 75	14:03 NCR 123	14:04 NCR 263	14:08 NCR 576	14:10 NCR 739	14:11 NCR 905	14:13 NCR 1089	14:14 NCR 1222	14:17 NCR 1494	14:18 NCR 1594									
	Approved Rule			14:09 NCR 708																	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839		14:15 NCR 1354 14:10 NCR 839
T. P. C. 11	Enecuve by Governor																											
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Notice of	Text	14:08 NCR 580		13:19 NCR 1666	14:15 NCR 1347	14:15 NCR 1347	14:15 NCR 1347	14:15 NCR 1347													13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942	13:23 NCR 1942
L.	Rule	14:17 NCR 1520		13:19 NCR 1666																TION FOR	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695	13:19 NCR 1695
Doile malding	Proceedings	14:04 NCR 272	14:13 NCR 1092	13:14 NCR 1113	14:11 NCR 906	14:11 NCR 906	14:11 NCR 906	14:11 NCR 906	TTERS											O OF REGISTRA								
A removed	Citation	15A NCAC 10F.0355	15A NCAC 10F.0355	15A NCAC 10F.0367	15A NCAC 101.0102	15A NCAC 101,0103	15A NCAC 101,0104	15A NCAC 101.0105	FINAL DECISION LETTERS	Voting Rights Act	FORESTERS, BOARD OF REGISTRATION FOR	21 NCAC 20 .0101	21 NCAC 20.0103	21 NCAC 20.0104	21 NCAC 20 .0105	21 NCAC 20 .0106	21 NCAC 20 .0117	21 NCAC 20 .0120	21 NCAC 20 .0122									

**CUMULATIVE INDEX** 

(Updated through April 11, 2000)

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Agency/Rule Citatioo	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	Action	Date	from from	Effective by Governor	Approved Rule	Other
21 NCAC 20 .0123		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
GENERAL CONTRACTORS LICENSING BOARD	ACTORS LICENS	ING BOARD								
21 NCAC 12 .0202	13:22 NCR 1821		14:06 NCR 474	*	Object	02/11/00				
21 NCAC 12.0204		13:06 NCR 568	13:13 NCR 1048	*	Approve	05/20/99			14:04 NCR 330	
21 NCAC 12 .0204	13:22 NCR 1821		14:06 NCR 474	*	Agcy Withdrew	ew 02/17/00				
21 NCAC 12 .0205	13:22 NCR 1821		14:06 NCR 474	*	Approve	02/17/00	*			
21 NCAC 12,0209	13:22 NCR 1821		14:06 NCR 474	*	Object	02/11/00				
21 NCAC 12.0307	13:22 NCR 1821		14:06 NCR 474	*	Approve	02/17/00				
21 NCAC 12.0402	13:22 NCR 1821		14:06 NCR 474	*	Object	02/11/00				
21 NCAC 12 .0405	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12.0410	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0504	13:13 NCR 1040		13:18 NCR 1524	*						
21 NCAC 12 .0901	13:22 NCR 1821		13:24 NCR 2015 14:06 NCR 474	* *	Approve Approve	11/17/99 02/17/00			14:15 NCR 1354	
21 NCAC 12.0907	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
GEOLOGISTS, BOARD FOR LICENSING OF	ARD FOR LICENS	SING OF								
21 NCAC 21 .0501	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Object	03/16/00				
21 NCAC 21 .0502	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
21 NCAC 21,0514	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
21 NCAC 21 .0515	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
21 NCAC 21 .1101	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Object	03/16/00				
21 NCAC 21 .1102	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
GOVERNOR'S EXECUTIVE ORDERS	CUTIVE ORDER	S								

Number 152 - Eff. 05/21/99 Number 153 - Eff. 05/28/99

Number 154 - Eff. 07/14/99

Number 155 - Eff. 07/20/99

14:06 NCR 426 14:07 NCR 510 14:02 NCR 72 14:01 NCR 1

#### **CUMULATIVE INDEX**

(Updated through April 11, 2000)

!	Other
	Approved Rule
	Effective by Governor
	Text differs from proposal
	IRC Status Date
	RRC
	Fiscal Note
	Notice of Text
	Temporary Rule
	Rule-making Proceediogs
	Agency/Rule Citation

Number 156 - Eff. 07/20/99

Number 157 - Eff. 08/13/99

Number 159 - Eff. 08/13/99

Number 160 - Eff. 09/15/99

Number 161 - Eff. 09/19/99

Number 162 - Eff. 10/18/99

Number 163 - Eff. 10/18/99

Number 164 - Eff. 11/15/99

Number 166 - Eff. 11/15/99

Number 166 - Eff. 11/15/99

Number 166 - Eff. 11/15/99

#### GOVERNOR, OFFICE OF

14:15 NCR 1342 14:17 NCR 1492

14:07 NCR 510 14:07 NCR 510 14:08 NCR 574 14:08 NCR 574 14:08 NCR 737 14:10 NCR 737 14:10 NCR 737 14:10 NCR 737

14:07 NCR 510

						14:03 NCR 245	14:03 NCR 245	14:03 NCR 245	14:03 NCR 245
14:03 NCR 245	14:03 NCR 245	14:03 NCR 245	14:03 NCR 245	14:03 NCR 245	14:03 NCR 245				
9 NCAC 05A	9 NCAC 05B	9 NCAC 05C	9 NCAC 05D	9 NCAC 05E	9 NCAC 05F	9 NCAC 05G .0101	9 NCAC 05G .0102	9 NCAC 05G .0103	9 NCAC 05G .0104

# HEALTH AND HUMAN SERVICES

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10 NCAC 22 10:23 NCR 2956

Blind/State Rebabilitation Council, Commission for the

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	atus	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
10 NCAC 19G .0823		13:17 NCR 1378	13:21 NCR 1785	•	Return to agey	07/15/99	•		14.16 MOVE 1964	
10 NCAC 19G .0827		13:17 NCR 1378	13:21 NCR 1785	•	Approve Approve	11/17/99	•		14:15 NCR 1354 14:15 NCR 1354	
Child Day Care Commission	sion									
10 NCAC 03U .0102	12:21 NCR 1873		14:03 NCR 154	*	Object	12/16/99				
10 NCAC 03U .0300	14:17 NCR 1496				Approve	07/1//00	•			
10 NCAC 03U .0600	14:17 NCR 1496									
10 NCAC 03U .0700	14:10 NCR 742									
10 NCAC 03U .0800	14:17 NCR 1496									
10 NCAC 03U .1300	14:17 NCR 1496									
10 NCAC 03U .1600	14:17 NCR 1496									
10 NCAC 03U ,2200	14:17 NCR 1496									
10 NCAC 03U .2501	12:21 NCR 1873		14:03 NCR 154	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03U .2502	12:21 NCR 1873		14:03 NCR 154	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03U .2510	12:21 NCR 1873		14:03 NCR 154	Γ	Object	12/16/99	*			
10 NCAC 03U .2804	12:21 NCR 1873		14:03 NCR i 54	*	Approve	12/16/99			14:17 NCR 1525	
10 NCAC 03U .2811	12:21 NCR 1873		14:03 NCR 154	S	Approve	12/16/99	*		14:17 NCR 1525	
Controller, Office of										
10 NCAC 01B .0418	13:14 NCR 1109		13:22 NCR 1823		Approve	07/15/99	•		14:06 NCR 490	
10 NCAC 01B .0419	13:14 NCR 1109		13:22 NCR 1823	*	Approve	07/15/99	•		14:06 NCR 490	
10 NCAC 01B .0420	13:14 NCR 1109		13:22 NCR 1823		Approve	07/15/99	*		14:06 NCR 490	
10 NCAC 01B .0501	14:07 NCR 518	14:08 NCR 594	14:14 NCR 1224							
10 NCAC 01B .0502	14:07 NCR 518	14:08 NCR 594	14:14 NCR 1224	*						
Facility Services										
Abbreviated Noticc of Temporary Rule-Making	Femporary Rule-Mak	ing								
10 NCAC 03R .0111	N/A		N/A	N/A	Approve	12/16/99			14:17 NCR 1525	14:04 NCR 264
10 NCAC 03R .0212	N/A		N/A	N/A	Object Approve	12/16/99 01/20/00			14:19 NCR 1705	

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other																								
	Approved Rule				14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354
L'ffontiere ber	Governor																								
Text differs	from proposal																								
RRC Status	Date				11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99		11/17/99
RRC	Action				Approve		Approve		Approve		Approve		Approve		Approve		Approve		Approve		Approve		Approve		Approve
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Notice of	Text				14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279		14:04 NCR 279
Tompororay	Rule	14:14 NCR 1282	14:14 NCR 1282	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/99	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/99	14:14 NCR 1282	13:14 NCR 1119	14:14 NCR 1282	13:14 NCR 1119	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/00	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/00	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/00	14:14 NCR 1282	13:14 NCR 1119 Expired 10/12/00	14:14 NCR 1282	13:14 NCR 1119	Expired 10/12/99 14:14 NCR 1282	13:14 NCR 1119	Expired 10/12/99 14:14 NCR 1282	13:14 NCR 1119
Dufo moldan	Proceedings																								
A receipt	Agency/Aute Citation	10 NCAC 03R .0213	10 NCAC 03R .0304	10 NCAC 03R .0305	10 NCAC 03R .1613	10 NCAC 03R .1613	10 NCAC 03R .1615	10 NCAC 03R .1615	10 NCAC 03R .1713	10 NCAC 03R .1713	10 NCAC 03R .1714	10 NCAC 03R .1714	10 NCAC 03R .1715	10 NCAC 03R .1715	10 NCAC 03R .1912	10 NCAC 03R .1912	10 NCAC 03R .1913	10 NCAC 03R .1913	10 NCAC 03R .1914	10 NCAC 03R .1914	10 NCAC 03R .2113	10 NCAC 03R .2113	10 NCAC 03R .2713	10 NCAC 03R .2713	10 NCAC 03R .2715

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RRC Status	Date
RRC	Action
Fiscal	Note
Notice of	Text
Temporary	Rule
Rule-makiog	Proceedings
Agency/Rule	Citation

Expired 10/12/99 14:14 NCR 1282																											
	14:18 NCR 1597																										
10 NCAC 03R .2715	10 NCAC 03R .3001	10 NCAC 03R .3002	10 NCAC 03R .3010	10 NCAC 03R ,3020	10 NCAC 03R .3030	10 NCAC 03R .3032	10 NCAC 03R .3050	10 NCAC 03R .3051	10 NCAC 03R .3052	10 NCAC 03R .3053	10 NCAC 03R .3054	10 NCAC 03R .3055	10 NCAC 03R .3056	10 NCAC 03R .3057	10 NCAC 03R .3058	10 NCAC 03R .3059	10 NCAC 03R .3060	10 NCAC 03R .3061	10 NCAC 03R .3062	10 NCAC 03R .3063	10 NCAC 03R .3064	10 NCAC 03R .3065	10 NCAC 03R .3066	10 NCAC 03R .3067	10 NCAC 03R .3068	10 NCAC 03R .3069	
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Agency/Rule	Rula-makina	Temporary	Notice of	Fiscol	RRC	RRC Status	Text differs	Tefanting by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
								-		
10 NCAC 03R .3070	14:18 NCR 1597									
10 NCAC 03R .3071	14:18 NCR 1597									
10 NCAC 03R .3072	14:18 NCR 1597									
10 NCAC 03R .3073	14:18 NCR 1597									
10 NCAC 03R .3074	14:18 NCR 1597									
10 NCAC 03R .3075	14:18 NCR 1597									
10 NCAC 03R .3076	14:18 NCR 1597									
10 NCAC 03R .3077	14:18 NCR 1597									
10 NCAC 03R .3078	14:18 NCR 1597									
10 NCAC 03R,3079	14:18 NCR 1597									
10 NCAC 03R,3080	14:18 NCR 1597									
10 NCAC 03R .3081	14:18 NCR 1597									
10 NCAC 03R .3082	14:18 NCR 1597									
10 NCAC 03R .3083	14:18 NCR 1597									
10 NCAC 03R .3084	14:18 NCR 1597									
10 NCAC 03R .3085	14:18 NCR 1597									
10 NCAC 03R .3086	14:18 NCR 1597									
10 NCAC 03R .3087	14:18 NCR 1597									
10 NCAC 03R .3088	14:18 NCR 1597									
10 NCAC 03R .4203		13:14 NCR 1119	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .4203		Expired 10/12/99 14:14 NCR 1282								
10 NCAC 03R .6001	11:22 NCR 1704									
10 NCAC 03R .6101	14:18 NCR 1597									
10 NCAC 03R .6102	14:18 NCR 1597									
10 NCAC 03R .6103	14:18 NCR 1597									
10 NCAC 03R .6104	14:18 NCR 1597									
10 NCAC 03R .6105	14:18 NCR 1597									

	Other																										
	Approved Rule																										
Effective by	Governor																										
Text differs	from proposal																										
RRC Status	Date								10/22/98	Ketumed to Acy 04/15/99																	
RRC	Action								Object Object	Ketumea to																	
Fiscal	Note								S/L/SE																		
Notice of	Text								13:02 NCR 178 :5/99																		
Temporary	Rule								12:15 NCR 1431 13: Temp Expired 04/15/99																		
Rule-making	Proceedings	14:18 NCR 1597		14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597	14:18 NCR 1597						
Agency/Rule	Citation	10 NCAC 03R .6106	10 NCAC 03R .6107	10 NCAC 03R .6108	10 NCAC 03R .6109	10 NCAC 03R .6110	10 NCAC 03R .6111	10 NCAC 03R .6112	10 NCAC 03R .6112	10 NCAC 03R .6113	10 NCAC 03R .6114	10 NCAC 03R .6115	10 NCAC 03R .6116	10 NCAC 03R .6117	10 NCAC 03R .6118	10 NCAC 03R .6119	10 NCAC 03R .6120	10 NCAC 03R .6121	10 NCAC 03R .6122	10 NCAC 03R .6123	10 NCAC 03R .6124	10 NCAC 03R .6125	10 NCAC 03R .6126	10 NCAC 03R .6127	10 NCAC 03R .6128	10 NCAC 03R .6129	10 NCAC 03R .6130

	Other
	Approved Rule
Effective by	Governor
Text differs	rrom proposal
RRC Status	Date
RRC	Action
Fiscal	Note
Notice of	Text
Temporary	Rule
Rule-making	Proceedings
Agency/Rule	Citation

		14:15 NCR 1354 14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354
		14:11	14:13	14:13	14:1:	14:13	14:13	14:13	14:1	14:1	14:11
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		11/17/99	11/11/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99
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		14:03 NCR 130 14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130
		13:14 NCR 1119 Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119 14:04 NCR 314 Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119 14:04 NCR 314 Expired 10/12/00	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99				
14:18 NCR 1597 14:18 NCR 1597 14:18 NCR 1597 14:18 NCR 1597 14:18 NCR 1597	14:18 NCR 1597 14:18 NCR 1597 14:18 NCR 1597 14:18 NCR 1597										
10 NCAC 03R .6131 10 NCAC 03R .6132 10 NCAC 03R .6133 10 NCAC 03R .6134 10 NCAC 03R .6135	10 NCAC 03R .6137 10 NCAC 03R .6138 10 NCAC 03R .6140 10 NCAC 03R .6141	10 NCAC 03R .6201 10 NCAC 03R .6202	10 NCAC 03R .6203	10 NCAC 03R .6204	10 NCAC 03R .6205	10 NCAC 03R .6206	10 NCAC 03R .6207	10 NCAC 03R .6208	10 NCAC 03R .6209	10 NCAC 03R .6210	10 NCAC 03R .6211

	Other																							
	Approved Rule	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14.16 NCB 1254	14:13 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354		14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCB 1354	14:15 NCB 1354	FOR NOW CITE	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354
Effective by	Governor																							
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RRC Status	Date	11/17/99	11/17/99	11/17/99	11/17/99	00/21/11	66/11/11	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99		11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/09		11/17/99	11/17/99	11/17/99
RRC	Action	Approve	Approve	Approve	Approve	V V	ovoidde.	Approve	Approve	Approve	Approve	Approve		Approve	Approve	Approve	Approve	Approve	Approve	enound A	anddy	Approve	Approve	Approve
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Notice of	Text	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCB 130	001 NON 60:41	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130		14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14-03 NCB 130	14:03 NCB 130	001 1001 0011	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130
Temporary	Rule	13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99	Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	14:04 NCR 314	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99	Expired 10/12/99	Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119 Expired 10/12/99
Rule-making	Proceedings																							
Agency/Rule	Citation	10 NCAC 03R .6212	10 NCAC 03R .6213	10 NCAC 03R .6214	10 NCAC 03R 6215	10 NGA C 02B 6216	0170. NCO OAON 01	10 NCAC 03R .6217	10 NCAC 03R .6218	10 NCAC 03R .6219	10 NCAC 03R .6220	10 NCAC 03R .6221		10 NCAC 03R .6222	10 NCAC 03R ,6223	10 NCAC 03R .6224	10 NCAC 03R .6225	10 NCAC 03R .6226	10 NCAC 03R 6227	10 NCAC 03B 6228		10 NCAC 03R .6229	10 NCAC 03R,6230	10 NCAC 03R .6231

	Other																										
	Approved Kule	14:15 NCR 1354	14:15 NCR 1354		14:17 NCR 1525 14:15 NCR 1354		14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354		14:15 NCR 1354	14:15 NCR 1354														
Effective by	Governor																										
Text differs	proposal		*		*																						
RRC Status	Date	11/17/99	11/17/99	11/1799	12/16/99		11/17/99	66/21/11	11/11/99	11/17/99		11/17/99	6/L1/11														
RRC	Action	Approve	Approve	Object	Approve		Approve	Approve	Approve	Approve	:	Approve	Approve														
Fiscal	Note	*	S/L/SE	S/L/SE	*		*	*	*	*		*	*														
Notice of	Text	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130		14:03 NCR 130	14:03 NCR 130	14:03 NCR 130	14:03 NCR 130		14:03 NCR 130	14:03 NCR 130														
Temporary	Rule	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119	13:14 NCR 1119	Expired 10/12/99	Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13:14 NCR 1119	Expired 10/12/99 13:14 NCR 1119	Expired 10/12/99	13:14 NCR 1119 Expired 10/12/99	13;14 NCR 1119 Expired 10/12/99	14:12 NCR 1035	14:12 NCR 1035	14:14 NCR 1282											
Rule-making	Proceedings													14:12 NCR 1035	14:12 NCR 1035												
Agency/Rule	Citation	10 NCAC 03R .6232	10 NCAC 03R .6233	10 NCAC 03R .6234	10 NCAC 03R 6235		10 NCAC 03R .6236	10 NCAC 03R .6237	10 NCAC 03R .6238	10 NCAC 03R .6239		10 NCAC 03R .6240	10 NCAC 03R .6241	10 NCAC 03R .6242	10 NCAC 03R .6243	10 NCAC 03R .6250	10 NCAC 03R .6252	10 NCAC 03R .6253	10 NCAC 03R .6254	10 NCAC 03R .6255	10 NCAC 03R .6256	10 NCAC 03R .6257	10 NCAC 03R .6258	10 NCAC 03R .6259	10 NCAC 03R .6260	10 NCAC 03R .6261	10 NCAC 03R .6263

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	atus	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	irom proposal	Governor	Approved Rule	Other
10 NCAC 03R .6264		14:14 NCR 1282								
10 NCAC 03R .6265		14:14 NCR 1282								
10 NCAC 03R .6266		14:14 NCR 1282								
10 NCAC 03R .6267		14:14 NCR 1282								
10 NCAC 03R .6268		14:14 NCR 1282								
10 NCAC 03R .6269		14:14 NCR 1282								
10 NCAC 03R .6270		14:14 NCR 1282								
10 NCAC 03R .6271		14;14 NCR 1282								
10 NCAC 03R .6272		14:14 NCR 1282								
10 NCAC 03R .6273		14:14 NCR 1282								
10 NCAC 03R .6274		14:14 NCR 1282								
10 NCAC 03R .6275		14:14 NCR 1282								
10 NCAC 03R .6276		14:14 NCR 1282								
10 NCAC 03R ,6277		14:14 NCR 1282								
10 NCAC 03R .6278		14:14 NCR 1282								
10 NCAC 03R:6279		14:14 NCR 1282								
10 NCAC 03R .6280		14:14 NCR 1282								
10 NCAC 03R .6281		14:14 NCR 1282								
10 NCAC 03R .6282		14:14 NCR 1282								
10 NCAC 03R .6283		14:14 NCR 1282								
10 NCAC 03R .6284		14:14 NCR 1282								
10 NCAC 03R .6285		14:14 NCR 1282								
10 NCAC 03R .6286		14:14 NCR 1282								
10 NCAC 03R .6287		14:14 NCR 1282								
10 NCAC 03R .6288		14:14 NCR 1282								
10 NCAC 03R .6289		14:14 NCR 1282								
10 NCAC 03R .6290		14:14 NCR 1282								

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	Approved Rule					14:17 NCR 1525																						
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RRC Status	Date					11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/11/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/17/99	11/11/99	11/17/99
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Notice of	Text					14:05 NCR 374																						
Temporary	Rule	14:14 NCR 1282	14:14 NCR 1282	14:14 NCR 1282																								
Rule-making	Proceedings				14:20 NCR 1808	12:24 NCR 2194																						
Agency/Rule	Citation	10 NCAC 03R .6291	10 NCAC 03R .6292	10 NCAC 03R .6293	10 NCAC 03R .6300	10 NCAC 03S .0108	10 NCAC 03S .0109	10 NCAC 03S .0207	10 NCAC 03S .0208	10 NCAC 03S .0209	10 NCAC 03S .0210	10 NCAC 03S .0211	10 NCAC 03S .0213	10 NCAC 03S .0214	10 NCAC 03S .0307	10 NCAC 03S .0308	10 NCAC 03S .0407	10 NCAC 03S .0408	10 NCAC 03S .0506	10 NCAC 03S .0507	10 NCAC 03S .0508	10 NCAC 03S .0509	10 NCAC 03S .0510	10 NCAC 03S .0511	10 NCAC 03S .0614	10 NCAC 03S .0615	10 NCAC 03S .0616	10 NCAC 03S .0617

	Approved Rule Other	14:17 NCR 1525		14:17 NCR 1525 14:17 NCR 1525		14:17 NCR 1525	4:17 NCR 1525	14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525	14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525	14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525 14:17 NCR 1525	4:17 NCR 1525 4:17 NCR 1525 4:17 NCR 1525 4:17 NCR 1525																
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RRC Status	Action	Approve 11.	Approve 11.	Approve 11.	Approve 11.	Approve 11	Approve 11.	Approve 11,	Approve 11.	Approve 11.	Approve 11.		Approve 12, Approve 11,	Approve 11			ນ ຍຸຍ		သ သ သ သ သ								
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Notice of	Text	14:05 NCR 374	14:05 NCR 374		14:05 NCR 374	14:05 NCR 374 14:05 NCR 374	14:05 NCR 374 14:05 NCR 374 14:05 NCR 374	14:05 NCR 374 14:05 NCR 374 14:05 NCR 374	14:05 NCR 374 14:05 NCR 374 14:05 NCR 374 14:05 NCR 374																		
Temporary	Rule																										
Rule-making	Proceedings	12:24 NCR 2194	12:24 NCR 2194		12:24 NCR 2194	12:24 NCR 2194 12:24 NCR 2194	12:24 NCR 2194 12:24 NCR 2194 12:24 NCR 2194	12:24 NCR 2194 12:24 NCR 2194 12:24 NCR 2194 12:24 NCR 2194	12:24 NCR 2194 12:24 NCR 2194 12:24 NCR 2194 12:24 NCR 2194																		
Ageocy/Rule	Citation	10 NCAC 03S .0618	10 NCAC 03S .0619	10 NCAC 03S .0706	10 NCAC 03S .0707	10 NCAC 03S .0806	10 NCAC 03S .0807	10 NCAC 03S .0808	10 NCAC 03S .0901	10 NCAC 03S .0902	10 NCAC 03S .0903	10 NCAC 03S .0904	10 NCAC 03S .1001	10 NCAC 03S .1002	10 NCAC 03S .1003	10 NCAC 03S .1004	10 NCAC 03S :1005	10 NCAC 03S .1006	10 NCAC 03S .1101	10 NCAC 03S .1201	10 NCAC 03S .1202		10 NCAC 03S .1203	10 NCAC 03S .1203 10 NCAC 03S .1204	10 NCAC 03S .1203 10 NCAC 03S .1204 10 NCAC 03S .1205	10 NCAC 03S .1203 10 NCAC 03S .1204 10 NCAC 03S .1205 10 NCAC 03S .1206	10 NCAC 03S .1203 10 NCAC 03S .1204 10 NCAC 03S .1205 10 NCAC 03S .1206 10 NCAC 03S .1206

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Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
10 NCAC 03S .1302	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1303	12:24 NCR 2194		14:05 NCR 374		Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1401	12:24 NCR 2194		14:05 NCR 374	•	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1501	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1601	12:24 NCR 2194		14:05 NCR 374	*	Object	96/21/11	,			
10 NCAC 03S .1701	12:24 NCR 2194		14:05 NCR 374		Approve Approve	12/16/99	•		14:17 NCR 1525 14:17 NCR 1525	
10 NCAC 03S .1702	12:24 NCR 2194		14:05 NCR 374	•	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1801	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S,1802	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99				
10 NCAC 03S .1803	12:24 NCR 2194		14:05 NCR 374	*	Арргоvе Арргоvе	12/16/99 11/17/99	• •		14:17 NCR 1525 14:17 NCR 1525	
10 NCAC 03S .1804	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1805	12:24 NCR 2194		14:05 NCR 374		Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1806	12:24 NCR 2194		14:05 NCR 374	•	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1901	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1902	12:24 NCR 2194		14:05 NCR 374	•	Approve	11/11/99			14:17 NCR 1525	
10 NCAC 03S .1903	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2001	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99	+			
10 NCAC 03S .2002	12:24 NCR 2194		14:05 NCR 374	*	Approve Approve	12/16/99	•		14:17 NCR 1525 14:17 NCR 1525	
10 NCAC 03S .2101	12:24 NCR 2194		14:05 NCR 374		Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2102	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .2103	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2104	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2105	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2106	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
Health Services, Commission for	ission for									
15A NCAC 16A .1104 13:14 NCR 1114	13:14 NCR 1114		14:01 NCR 12	•	Object Approve	10/04/99 02/20/00	*			

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Rule-making	Proceedings
Agency/Rule	Citation

	Approved Kule Other	1839								1839	1839			1839	1839	1839	1839		1839	1839								
Effective by		14:10 NCR 839								14:10 NCR 839	14:10 NCR 839			14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839		14:10 NCR 839	14:10 NCR 839								
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RRC Status	Date	10/04/99								10/04/99	10/04/99	Agency Withdrew Rule-Making 02/16/00		10/04/99	10/04/99	10/04/99	10/04/99		10/04/99	10/04/99								
RRC	Action	Approve								Approve	Approve	Agency With		Approve	Approve	Approve	Approve		Approve	Approve								
Fiscal	Note	*								*	*	*		*	#	*	*	*	*	*	*	*	*	*	*	*	*	*
Notice of	Text	14:01 NCR 12								13:24 NCR 2004	13:24 NCR 2004	14:10 NCR 767		13:24 NCR 2004	13:24 NCR 2004	13:24 NCR 2004	13:24 NCR 2004	14:20 NCR 1815	13:24 NCR 2004	13:24 NCR 2004	14:20 NCR 1815							
Temporary	Rule		14:17 NCR 1522	14:17 NCR 1522	14:17 NCR 1522	14:17 NCR 1522	14:17 NCR 1522	14:17 NCR 1522	14:17 NCR 1522	13:24 NCR 2034	13:24 NCR 2034	14:06 NCR 483	14:18 NCR 1616						13:13 NCR 1059									
Rule-making	Proceedings	5 13:14 NCR 1114	1 14:15 NCR 1344	2 14:15 NCR 1344	3 14:15 NCR 1344	4 14:15 NCR 1344	5 14:15 NCR 1344	6 14:15 NCR 1344	7 14:15 NCR 1344	1 13:11 NCR 855	1 13:22 NCR 1818	1 14:06 NCR 483	_	4 13:11 NCR 855	4 13:22 NCR 1818	6 13:11 NCR 855	6 13:22 NCR 1818	6 14:15 NCR 1345	2 13:11 NCR 855	2 13:22 NCR 1818	1 14:15 NCR 1345	1 14:15 NCR 1345	2 14:15 NCR 1345	4 14:15 NCR 1345	9 14:15 NCR 1345	1 14:15 NCR 1345	3 14:15 NCR 1345	0 14:15 NCR 1345
Agency/Rule	Citation	15A NCAC 16A .1106 13:14 NCR 1114	15A NCAC 16A .1301 14:15 NCR 1344	15A NCAC 16A .1302	15A NCAC 16A .1303	15A NCAC 16A .1304 14:15 NCR 1344	15A NCAC 16A .1305	15A NCAC 16A .1306	15A NCAC 16A .1307	15A NCAC 19A .0401	15A NCAC 19A .0401	15A NCAC 19A .0401 14:06 NCR 483	15A NCAC 19A .0401	15A NCAC 19A .0404	15A NCAC 19A .0404	15A NCAC 19A .0406	15A NCAC 19A .0406	15A NCAC 19A .0406	15A NCAC 19A .0502	15A NCAC 19A .0502	15A NCAC 19B .0101	15A NCAC 19B .0301	15A NCAC 19B .0302	15A NCAC 19B .0304	15A NCAC 19B .0309	15A NCAC 19B .0311	15A NCAC 19B .0313	15A NCAC 19B .0320 14:15 NCR 1345

	Other																											
	Approved Rule																			13:22 NCR 1868	13:22 NCR 1868						14:10 NCR 839	14:10 NCR 839
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atus	Date														03/16/00	03/16/00	03/16/00	03/16/00	01/21/99		01/21/99	03/16/00					10/04/99	10/04/99
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Fiscal	Note	*	*	*	*										*	*	*	*	S	S	*	*					*	S/L
Notice of	Text	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815										14:10 NCR 767	14:10 NCR 767	14:10 NCR 767	14:10 NCR 767	13:07 NCR 591	13:07 NCR 591	13:07 NCR 591	14:10 NCR 767					14:02 NCR 80	14:02 NCR 80
Temporary	Rule														14:06 NCR 483	14:06 NCR 483	14:06 NCR 483	14:06 NCR 483				14:06 NCR 483						13:18 NCR 1555
Rule-makioo	Proceedings	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:15 NCR 1345	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	12:20 NCR 1822	12:20 NCR 1822	12:20 NCR 1822	14:03 NCR 126	14:04 NCR 272	14:04 NCR 272	14:04 NCR 272	14:04 NCR 272	13:22 NCR 1820	13:22 NCR 1820
Agency/Rule	Citation	15A NCAC 19B .0321 14:15 NCR 1345	15A NCAC 19B .0322	15A NCAC 19B .0502	15A NCAC 19B .0503	15A NCAC 21D .0202	15A NCAC 21D .0701	15A NCAC 21D .0702	15A NCAC 21D .0703	15A NCAC 21D .0704 14:15 NCR 1345	15A NCAC 21D .0705	15A NCAC 21D .0706	15A NCAC 21D .0802 14:15 NCR 1345	15A NCAC 21D .0803	15A NCAC 21F.1201	15A NCAC 21F .1202	15A NCAC 21F.1203	15A NCAC 21F.1204	15A NCAC 21H .0110 12:20 NCR 1822	15A NCAC 21H .0111 12:20 NCR 1822	15A NCAC 21H .0113	15A NCAC 21H .0314 14:03 NCR 126	15A NCAC 21 1.0102	15A NCAC 21 1.0103	15A NCAC 21J1.0102	15A NCAC 21 J.0103	15A NCAC 23 .0201	15A NCAC 23 .0202

	Other																											
	Approved Rule	14:10 NCR 839	14:10 NCR 839													14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354							
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RRC Status	Date	10/04/99	10/04/99	03/16/00	03/16/00											11/11/99	11/17/99	11/17/99	11/11/99	11/17/99	11/11/99							
RRC	Action	Approve	Approve	Approve	Approve											Approve	Approve	Approve	Approve	Approve	Approve							
Fiscal	Note	*	*	*	*	*	*	*	*	*	*	•	*	*		*	*	*	*	*	•	*		S/L		*		
Notice of	Text	14:02 NCR 80	14:02 NCR 80	14:10 NCR 767	14:10 NCR 767	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815	14:20 NCR 1815		14:01 NCR 12	14:01 NCR 12	14:01 NCR 12	14:01 NCR 12	14:01 NCR 12	14:01 NCR 12	14:01 NCR 12		14:17 NCR 1500		12:21 NCR 1875		
Temporary	Rule			14:06 NCR 483	14:06 NCR 483																			14:04 NCR 319	14:09 NCR 687			
Rule-making	Proceedings	13:22 NCR 1820	13:22 NCR 1820	14:03 NCR 126	14:03 NCR 126	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	14:15 NCR 1346	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820	13:22 NCR 1820		14:01 NCR 4	14:09 NCR 687	12:06 NCR 444	11:14 NCR 1108	11:14 NCR 1108
Agency/Rule	Citation	15A NCAC 23 .0204	15A NCAC 23.0501	15A NCAC 24A .0402	15A NCAC 24A .0403	15A NCAC 26B .0101	15A NCAC 26B .0102	15A NCAC 26B .0103 14:15 NCR 1346	15A NCAC 26B .0104	15A NCAC 26B .0105 14:15 NCR 1346	15A NCAC 26B .0106 14:15 NCR 1346	15A NCAC 26B .0107 14:15 NCR 1346	15A NCAC 26B .0108 14:15 NCR 1346	15A NCAC 26B .0109	15A NCAC 26C	15A NCAC 26C .0101 13:22 NCR 1820	15A NCAC 26C.0102	15A NCAC 26C .0103	15A NCAC 26C .0104	15A NCAC 26C .0105 13:22 NCR 1820	15A NCAC 26C .0106 13:22 NCR 1820	15A NCAC 26C,0107	Medical Assistance	10 NCAC 26B .0113	10 NCAC 26D .0101	10 NCAC 26D .0110	10 NCAC 26H .0101	10 NCAC 26H .0102

	Approved Rule Other						0701 4570	13:22 NCK 1808	13:24 NCR 2037														13:24 NCR 2037	NCR 2037	NCR 2037	NCR 2037
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RRC Status	Date						12/17/98	01/21/99	02/18/99													02/18/99				
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Fiscal	Note						S/L	S/L	*	S/L/SE				*	*	*	*	*		S/L/SE	*	*		S/L	S/L	S/L
Notice of	Text	86/					13:08 NCR 668	14:17 NCR 1500	13:12 NCR 947	14:18 NCR 1599			13:07 NCR 588	14:17 NCR 1500		14:10 NCR 750	12:21 NCR 1875	13:10 NCR 806		14:18 NCR 1602	14:18 NCR 1602	14:18 NCR 1602				
Temporary	Rule	12:09 NCR 827 Temp.Expired 7/31/98 12:13 NCR 733	14:08 NCR 595 11:26 NCR 1997	12:09 NCR 827	13:08 NCR 733	14:08 NCR 595	13:03 NCR 316	14:05 NCR 394	13:02 NCR 248	14:13 NCR 1176	14:15 NCR 1352			14:04 NCR 319	14:07 NCR 545	13:18 NCR 1526				14:03 NCR 246	14:03 NCR 246	14:03 NCR 246 14:07 NCR 545				
Rule-making	Proceedings		14:08 NCR 595			14:08 NCR 595						14:13 NCR 1092	13:02 NCR 175						14:07 NCR 545		12:06 NCR 444	13:02 NCR 175			13:03 NCR 268	13:03 NCR 268 14:07 NCR 545
Apency/Rule	Citation	10 NCAC 26H .0212	10 NCAC 26H .0213	10 NCAC 26H .0213			10 NCAC 26H .0304	10 NCAC 26H .0304	10 NCAC 26H .0401	10 NCAC 26H .0401	10 NCAC 26H .0506	10 NCAC 26H .0511	10 NCAC 261.0101	10 NCAC 26M .0301	10 NCAC 26M .0302	10 NCAC 26M .0303	10 NCAC 26M .0304	10 NCAC 26M .0305	10 NCAC 50B .0101	10 NCAC 50B .0102	10 NCAC 50B .0202	10 NCAC 50B .0302		10 NCAC 50B .0305	10 NCAC 50B .0305 10 NCAC 50B .0311	10 NCAC 50B .0305 10 NCAC 50B .0311 10 NCAC 50B .0311

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Agency/Rule Citation	Kule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	Action	Date	from	Effective by Governor	Approved Rule	Other
10 NCAC 50B .0313		13:18 NCR 1526	14:10 NCR 750	S/L/SE						
10 NCAC 50B .0403	14:07 NCR 545	14:07 NCR 545								
10 NCAC 50B .0408	14:07 NCR 545	14:07 NCR 545								
Medical Care Commission/Secretary of the Department of Health and Human Services	on/Secretary of the l	Department of Health	and Human Services							
Abbreviated Notice to adopt Temporary Rules	adopt Temporary Rul	es								14:15 NCR 1343
10 NCAC 42B .1201	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	* 1						
10 NCAC 42B .1212	14:05 NCR 370	14:10 NCR 799 14:08 NCR 606	14:13 NCR 1106	• •						
10 NCAC 42B .1213	14:05 NCR 370	14:10 NCR 799 14:08 NCR 606	14:13 NCR 1106 14:13 NCR 1106	* v3						
10 NCAC 42B .1214	14:05 NCR 370	14:10 NCR 799 14:08 NCR 606	14:13 NCR 1106 14:13 NCR 1106	v2 +						
10 NCAC 42B .1215	14:05 NCR 370									
10 NCAC 42B,1407	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .1707	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42B,1803	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .2013	14:05 NCR 370									
10 NCAC 42B .2014	14:05 NCR 370									
10 NCAC 42B .2406		14:10 NCR 799	14:13 NCR 1106	•						
10 NCAC 42B .2501	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42B .2502	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42B .2503	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42B .2601		14:10 NCR 799	14:13 NCR 1106	•						
10 NCAC 42C .2005	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42C .2011	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	•						
10 NCAC 42C .2012	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C,2013	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
10 NCAC 42C .2014	14:05 NCR 370	14:10 NCR 799 14:08 NCR 606	14:13 NCR 1106 14:13 NCR 1106	<b>ν</b> *						
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10 NCAC 42C .2015		14:10 NCR 799	14:13 NCR 1106	*						

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Temporary	Rule	14:08 NCR 606	14:08 NCR 606	14:08 NCR 606		14:08 NCR 606	14:10 NCR 799	14:08 NCR 606 14:10 NCR 799																				
Rufe-making	Proceedings	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:19 NCR 1684	14:05 NCR 370		14:05 NCR 370																				

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Temporary	Rule	14:08 NCR 606	14:10 NCR 799	14:08 NCR 606	14:10 NCR 799	14:08 NCR 606	14:08 NCR 606	14:08 NCR 606	14:10 NCR 799 14:08 NCR 606	14:08 NCR 606	14:08 NCR 606	14:08 NCR 606	14:10 NCR 799	14:06 NCR 806 14:10 NCR 799	14:08 NCR 606	14:10 NCR 799 14:08 NCR 606	14:08 NCR 606	14:08 NCR 606		14:08 NCR 606	14:10 NCR 799			14:08 NCR 606				
Rule-making	Proceedings	14:05 NCR 370		14:05 NCR 370		14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	022 9214 30.41	14:03 INCK 3/0	14:05 NCR 370	14:05 NCR 370 14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370		14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370	14:05 NCR 370
Aoency/Rule	Citation	10 NCAC 42D .1302	10 NCAC 42D .1303	10 NCAC 42D .1303	10 NCAC 42D .1304	10 NCAC 42D .1401	10 NCAC 42D .1402	10 NCAC 42D .1407	10 NCAC 42D .1410	10 NCAC 42D .1411	10 NCAC 42D .1412	10 NCAC 42D .1413	10 NOV 020 1414	10 INCAC 42D .1414	10 NCAC 42D .1415	10 NCAC 42D .1416 10 NCAC 42D .1503	10 NCAC 42D .1605	10 NCAC 42D .1804	10 NCAC 42D .1813	10 NCAC 42D .1821	10 NCAC 42D .1831	10 NCAC 42D .1832	10 NCAC 42D,1833	10 NCAC 42D .1901	10 NCAC 42D .1902	10 NCAC 42D .1903	10 NCAC 42D .1904	10 NCAC 42D .1905

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Notice of	Text	14:13 NCR 1106	14·13 NCR 1106	14:13 NCR 1106	ervices	13:22 NCR 1853	13:22 NCR 1853	13:22 NCR 1853	13:22 NCR 1853																			
Temporary	Rule	14:08 NCR 606	14:10 NCR 799	Mental Health, Developmental Disabilities and Substance Abuse Services	13:22 NCR 1853	13:22 NCR 1853	13:22 NCR 1853	13:22 NCR 1853																				
Rufe-making	Proceedings	14:05 NCR 370		neutal Disabilities a	12:20 NCR 1820	12:20 NCR 1820	12:20 NCR 1820	12:20 NCR 1820																				
Agency/Rule	Citation	10 NCAC 42D .1906	10 NCAC 42D .1907	10 NCAC 42D .1908	10 NCAC 42D .1909	10 NCAC 42D .1910	10 NCAC 42D .2001	10 NCAC 42D .2002	10 NCAC 42D .2003	10 NCAC 42D .2004	10 NCAC 42D .2005	10 NCAC 42D .2006	10 NCAC 42D .2007	10 NCAC 42D .2008	10 NCAC 42D .2009	10 NCAC 42D .2010	10 NCAC 42D .2011	10 NCAC 42D .2101	10 NCAC 42D .2102	10 NCAC 42D .2201	10 NCAC 42D .2202	10 NCAC 42D .2203	10 NCAC 42D .2301	Ith, Developr	10 NCAC 14V .0802	10 NCAC 14V .0803	10 NCAC 14V .0804	10 NCAC 14V .0805

	Other																										
	Approved Rule					13:22 NCR 1868	Prop dota to.c.	13:22 NCR 1868	13:22 NCR 1868	13:22 NCR 1868	13:22 NCR 1868			14:15 NCR 1354													14:06 NCR 490
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Notice of	Text	14:16 NCR 1465	14:16 NCR 1465			13:07 NCR 586	13:07 NCR 586	13:07 NCR 586	13:07 NCR 586	13:07 NCR 586	13:07 NCR 586		14:09 NCR 659	13:05 NCR 487	661		12:07 NCR 511	13:13 NCR 1042	13:13 NCR 1042	13:13 NCR 1042	13:13 NCR 1042	13:13 NCR 1042					13:19 NCR 1611
Temporary	Rule	14:16 NCR 1465	14:16 NCR 1465										13:23 NCR 1947	12:24 NCR 2223 13 Temp Expired 03/12/99	remp Expired 03/12		12:01 NCR 31 12 Term Expired 03/28/08	ozico polica doliza							14:19 NCR 1702	14:19 NCR 1702	13:06 NCR 566
Rule-making	Proceedings	14:07 NCR 518	14:07 NCR 518	12:20 NCR 1820	12:20 NCR 1820	12:19 NCR 1762	12:19 NCR 1762	12:19 NCR 1762	12:19 NCR 1762	12:19 NCR 1762	12:19 NCR 1762	12:20 NCR 1820	13:23 NCR 1947	11:19 NCR 1762	Human Services	14:07 NCR 518		13:05 NCR 436	13:05 NCR 436	13:05 NCR 436	13:05 NCR 436	13:05 NCR 436	ion	14:06 NCR 427			
Agency/Rule	Citation	10 NCAC 14V .3602	10 NCAC 14V .3604	10 NCAC 14V .3800	10 NCAC 14V .4000	10 NCAC 14V .4301	10 NCAC 14V .4302	10 NCAC 14V .4303	10 NCAC 14V .4304	10 NCAC 14V .4305	10 NCAC 14V .4306	10 NCAC 14V .5000	10 NCAC 45G .0410	10 NCAC 45H .0205	Secretary of Health and Human Services	10 NCAC 14V,7000	10 NCAC 14V .7006	10 NCAC 14V .7201	10 NCAC 14V .7202	10 NCAC 14V .7203	10 NCAC 14V .7204	10 NCAC 14V .7205	Social Services Commission	10 NCAC 24	10 NCAC 29C .0102	10 NCAC 29C .0103	10 NCAC 29C .0103

CUMULATIVE INDEX (Updated through April 11, 2000)

Other	
Approved Rule	
Effective by Governor	
Text differs from proposal	
RRC Status	
RRC	
Fiscal Note	
Notice of Text	
Temporary Rule	
Rule-making Proceedings	
Agency/Rule Citation	

													03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00		03/16/00	00/91	03/16/00 *
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										14:16 NCR 1406	14:16 NCR 1406	14:18 NCR 1600	14:13 NCR 1100		14:13 NCR 1100	14:13 NCR 1100	14:13 NCR 1100									
14:10 NCR 798	14:12 NCR 1036	14:10 NCR 798	14:12 NCR 1036	14:10 NCR 798	14:19 NCR 1702	14:10 NCR 798	14:19 NCR 1702	14:10 NCR 798	14:10 NCR 798			14:04 NCR 321	14:08 NCR 602		14:08 NCR 642	14:08 NCR 642	14:08 NCR 642									
14:10 NCR 798	14:12 NCR 1036	14:10 NCR 798	14:12 NCR 1036	14:10 NCR 798		14:10 NCR 798		14:10 NCR 798	14:10 NCR 798	14:10 NCR 742	14:10 NCR 742		14:06 NCR 427	14:10 NCR 742	14:06 NCR 427	14:06 NCR 427	14:06 NCR 427									
10 NCAC 29C,0201	10 NCAC 29C .0201	10 NCAC 29C .0202	10 NCAC 29C .0202	10 NCAC 29C .0203	10 NCAC 29C .0203	10 NCAC 29C .0204	10 NCAC 29C .0204	10 NCAC 29C .0205	10 NCAC 29C .0206	10 NCAC 41H .0304	10 NCAC 41P .0106	10 NCAC 41S .0613	10 NCAC 42A .0801	10 NCAC 42A .0802	10 NCAC 42A .0803	10 NCAC 42A .0804	10 NCAC 42A .0805	10 NCAC 42A .0806	10 NCAC 42A .0807	10 NCAC 42A .0808	10 NCAC 42A .0809	10 NCAC 42A .0810	10 NCAC 42E	10 NCAC 42E .0801	10 NCAC 42E .1501	10 NCAC 42E .1502

CUMULATIVE INDEX (Updated through April 11, 2000)

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
								:		
10 NCAC 42E .1503	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1504	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1505	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1506	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1507	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1508	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42V .0108	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 42Z.1001	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 42Z.1002	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1003	14:10 NCR 742		14:16 NCR 1406							
10 NCAC 42Z .1004	14:10 NCR 742		14;16 NCR 1406	*						
10 NCAC 42Z .1005	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1006	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1007	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 43L .0401	14:12 NCR 1036	14:12 NCR 1036	14;16 NCR 1406	*						
10 NCAC 46A	14:19 NCR 1684									
10 NCAC 46C	14:19 NCR 1684									
10 NCAC 46D	14:19 NCR 1684									
10 NCAC 46E	14:19 NCR 1684									
10 NCAC 46F	14:19 NCR 1684									
10 NCAC 46G	14:19 NCR 1684									
10 NCAC 46H	14:19 NCR 1684									
10 NCAC 47B .0103	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 47B .0204	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 47B .0407	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
Vocational Rehabilitation Services	on Services									
10 NCAC 20A,0101	14:07 NCR 519									

Other
Approved Rule
Effective by Governor
Text differs from proposal
RRC Status
RRC: Action
Fiscal Note
Notice of Text
Temporary Rule
Rule-making Proceedings
Agency/Rule Citation

																			14:17 NCR 1525		14:17 NCR 1525						
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																			13:17 NCR 1379		13:17 NCR 1379						
14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519	14:07 NCR 519		14:07 NCR 519		14:07 NCR 519					
10 NCAC 20A .0102	10 NCAC 20B .0102	10 NCAC 20B .0103	10 NCAC 20B .0105	10 NCAC 20B .0108	10 NCAC 20B .0201	10 NCAC 20B .0202	10 NCAC 20B .0203	10 NCAC 20B .0204	10 NCAC 20B .0205	10 NCAC 20B .0206	10 NCAC 20B .0207	10 NCAC 20B .0208	10 NCAC 20B .0209	10 NCAC 20B .0210	10 NCAC 20B .0211	10 NCAC 20B .0217	10 NCAC 20B .0221	10 NCAC 20B .0223	10 NCAC 20B .0224	10 NCAC 20B .0225	10 NCAC 20B .0228	10 NCAC 20C .0101	10 NCAC 20C .0120	10 NCAC 20C .0122	10 NCAC 20C .0123	10 NCAC 20C .0201	

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	Notice of	Text																											
	Temporary	Rule																											
	Rule-making	Proceedings	14:07 NCR 519      14:07 NCR 519																										
	Agency/Rule	Citation	10 NCAC 20C .0202	10 NCAC 20C .0203	10 NCAC 20C .0204	10 NCAC 20C .0205	10 NCAC 20C .0206	10 NCAC 20C .0301	10 NCAC 20C :0302	10 NCAC 20C .0303	10 NCAC 20C .0304	10 NCAC 20C .0305	10 NCAC 20C .0306	10 NCAC 20C .0307	10 NCAC 20C .0308	10 NCAC 20C .0310	10 NCAC 20C .0311	10 NCAC 20C ,0313	10 NCAC 20C .0314	10 NCAC 20C .0315	10 NCAC 20C .0316	10 NCAC 20C .0401	10 NCAC 20C .0408	10 NCAC 20C .0502	10 NCAC 20C .0601	10 NCAC 20C .0603	10 NCAC 20C .0604	10 NCAC 20D,0101	10 NCAC 20D .0201

	Other																					
	Approved Kule				14:17 NCR 1525		14:19 NCR 1705															
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RRC Status	Date				12/16/99		01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	01/20/00	03/16/00	03/16/00
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Notice of	Text				14:02 NCR 82		14:10 NCR 752	14;10 NCR 752	14:10 NCR 752	14:14 NCR 1225	14:14 NCR 1225											
Temporary	Rule	-																			14:10 NCR 809	14:10 NCR 809
Rule-making	Proceedings		14:07 NCR 519	AGENCY	13:22 NCR 1822		12:09 NCR 744	14:10 NCR 809	14:10 NCR 809													
Agency/Rule	Citation		10 NCAC 20D .0301 14:07 NCR 519	HOUSING FINANCE AGENCY	24 NCAC 01H .0103	INSURANCE	11 NCAC 06B .0201	11 NCAC 06B .0202	11 NCAC 06B .0203	11 NCAC 06B .0204	11 NCAC 06B .0205	11 NCAC 06B .0301	11 NCAC 06B .0302	11 NCAC 06B .0303	11 NCAC 06B .0304	11 NCAC 06B .0401	11 NCAC 06B .0402	11 NCAC 06B .0403	11 NCAC 06B .0404	11 NCAC 06B .0405	11 NCAC 10 .0105	11 NCAC 10.1110

03/16/00 03/16/00 03/16/00 03/16/00 03/16/00 03/16/00

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14:14 NCR 1226

14:10 NCR 811

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11 NCAC 11F .0401 11 NCAC 11F .0402 14:10 NCR 811

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14:14 NCR 1226

14:10 NCR 811 14:10 NCR 811

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14:10 NCR 811

11 NCAC 11F.0502

14:10 NCR 811

11 NCAC 11F .0405

11 NCAC 11F .0501

11 NCAC 11F.0404

14:10 NCR 811

11 NCAC 11F.0403

14:14 NCR 1226

(Updated through April 11, 2000) CUMULATIVE INDEX

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Agency/Kule Citation	Proceedings	Rufe	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
11 NCAC 11F.0503	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00				
11 NCAC 11F.0504	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00				
11 NCAC 12 .0308	14:10 NCR 819	14:10 NCR 819	N/A	N/A	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 12 .0327	14:12 NCR 1038	14:12 NCR 1038	14:16 NCR 1409	•						
11 NCAC 12.1025	N/A		N/A		Approve	10/04/99			14:10 NCR 839	
11 NCAC 12.1701	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12.1702	14:02 NCR 78		14:06 NCR 433	*	Approve	11/11/99			14:15 NCR 1354	
11 NCAC 12 .1702	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12 .1703	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12 .1707	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12.1709	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 13 .0317	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0318	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0324	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0326	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	#	Approve	03/16/00				
11 NCAC 13.0406	14:10 NCR 822	14:10 NCR 822	N/A	N/A	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 13,0514	14:02 NCR 78		14:06 NCR 433	*	Approve	11/17/99			14:15 NCR 1354	
11 NCAC 13 .0518	14:02 NCR 78		14:06 NCR 433	*	Approve	11/17/99			14:15 NCR 1354	
Home Inspector Licensure Board	ure Board									
11 NCAC 08.1103	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08 .1105	14:08 NCR 577		14:12 NCR 959	*						
11 NCAC 08 .1106	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08 .1107	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00				
11 NCAC 08 .1116	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08.1300	14:08 NCR 577									
JUSTICE										

Alarm Systems Licensing Board

14:15 NCR 1344 12 NCAC 11 .0500

	Other																			
	Approved Rule		14:10 NCR 839		14:10 NCR 839	14-10 NCB 830	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:10 NCR 839	14:05 NCR 402		14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839	14:10 NCR 839 14:05 NCR 402	14:05 NCR 402	
Effective hv	Governor																			
Text differs	from proposal						*	•	*		*		*	*	*	*	*	*		
latus	Date		10/04/99		10/04/99	06/17/99 07/15/99	66/11/90	06/11/90	06/11/90	06/17/99 07/15/99	06/11/90		10/04/99 06/17/99					_	66/11/90	06/17/99
RRC Status	Action		Approve		Approve	Ext. Review Return to Agcy	Approve	Approve	Approve	Ext. Review Return to Agcy	Approve	Object Return to Agcy	Approve Object Return to Accv	Approve Object	Approve Object	Approve Object	Approve Object Return to Agev	Approve Approve	Approve	Object Return to Agov
Fiscal	Note		N/A	*	N/A	*	*	*	*	*	*	*	*	*	*	S/L	*	*	*	*
Nutice of	Text		N/A	14:19 NCR 1689	N/A	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611
Temnorary	Rule	ndards Commission																		
Rule-making	Proceedings	oo and Trainiog Star	N/A	14:15 NCR 1344	N/A	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110
A conco/Rule	Citation	Criminal Justice Education and Training Standards Commission	12 NCAC 09A .0103	12 NCAC 09A .0103	12 NCAC 09B .0106	12 NCAC 09B .0107	12 NCAC 09B .0109	12 NCAC 09B .0110	12 NCAC 09B .0112	12 NCAC 09B .0113	12 NCAC 09B .0115	12 NCAC 09B .0201	12 NCAC 09B .0202	12 NCAC 09B .0203	12 NCAC 09B .0204	12 NCAC 09B .0205	12 NCAC 09B .0206	12 NCAC 09B .0207	12 NCAC 09B .0208	12 NCAC 09B .0226

Rule-making Proceedings	F	Temporary Rule	Notice of Text	Fiscal Note	RRC Status Action I	ıtus Date	Text differs from proposal	Effective by Governor	Approved Rule	Other
13:14 NCR 1110	13:19 NOR 1611	13:19 NCR 1611			Approve Object	10/04/99	*		14:10 NCR 839	
	13:19 NCR 1611	13:19 NCR 1611		S	Returned to Agency Approve 10, Object 06,	ncy 10/04/99 06/17/99	*		14:10 NCR 839	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		w	Returned to Agency Approve 10 Object 06 Return to Agev 07	ncy 10/04/99 06/17/99 07/15/99	*		14:10 NCR 839	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		S	Approve Object Return to Agcy	10/04/99 06/17/99 07/15/99	*		14:10 NCR 839	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Approve Approve	10/04/99 06/17/99	* *		14:10 NCR 839 14:05 NCR 402	
	13:19 NCR 1611	13:19 NCR 1611		* 1	Approve	06/11/99	* 1		14:05 NCR 402	
13:14 NCR 1110 13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611 13:19 NCR 1611	13:19 NCR 1611 13:19 NCR 1611		* *	Approve Object Peturn to Aggy	06/17/99	•		14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611			Approve	10/04/99 06/17/99	*		14:10 NCR 839 14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Approve	66/11/90			14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Approve	66/11/90			14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611 13:14 NCR 1110	13:19 NCR 1611 13:19 NCR 1611	13:19 NCR 1611 13:19 NCR 1611		* v	Approve	66/11/90	*		14:05 NCR 402 14:05 NCR 402	
	13:19 NCR 1611	13:19 NCR 1611		*	Approve	66/11/90			14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Approve	66/11/90	*		14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Approve	66/11/90			14:05 NCR 402	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611			Object Return to Agcy	06/17/99 07/15/99 10/04/99	•		14-10 NOB 830	
13:14 NCR 1110 13:19 NCR 1611	13:19 NCR 1611	13:19 NCR 1611		*	Object Return to Agcy	06/17/99				
13:14 NCR 1110	13:19 NCR 1611	13:19 NCR 1611		*	Approve Object Return to Agcy	10/04/99 06/17/99 07/15/99	*		14:10 NCR 839	
					Approve	10/04/99	*		14:10 NCR 839	

	Other																										
	Approved Rule	14:05 NCR 402	14:05 NCR 402					14:15 NCR 1354		A SECTION ASSESSMENT	14:15 NCR 1554 14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14:05 NCR 402	14-15 NCP 1354	14.15 INCK 1554		14:05 NCR 402	14:05 NCR 402		14:05 NCR 402					
Effective by	Governor																										
Text differs	from proposal							•		•	•					•			*					*	*	*	*
tatus	Date	66/11/90	66/11/90		03/16/00			11/11/99		06/11/90	06/17/99	06/11/99	06/11/90	06/11/90	06/11/90	06/11/99	66/11/11		66/11/90	06/11/90		06/11/90	66/11/90	06/11/90	66/11/90	06/11/90	66/11/90
RRC Status	Action	Approve	Approve		Approve		Object Return to Agcy	Approve		Object	Approve	Approve	Approve	Approve	Approve	Object	Approve		Approve	Approve		Approve	Approve	Approve	Approve	Approve	Approve
Fiscal	Note	•	*		*		S	*	*	Ħ	*	*	*	*	*	S/L			S/L	S/L	•	•	S	S	S	S	S
Notice of	Text	13:19 NCR 1611	13:19 NCR 1611		14:07 NCR 523		13:19 NCR 1637	14:16 NCR 1410	14:16 NCR 1410	13:19 NCR 1637	13:19 NCR 1637	13:19 NCR 1637	13:19 NCR 1637	13:19 NCR 1637	13:19 NCR 1637	13:19 NCR 1637			13:19 NCR 1637	13:19 NCR 1637	14:16 NCR 1410	13:19 NCR 1637					
Temporary	Rule					Ommission																					
Rule-making	Proceedings	13:14 NCR 1110	13:14 NCR 1110	s Board	13:14 NCR 1110	raining Standards C	13:14 NCR 1110	14:12 NCR 957	14:12 NCR 957	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	13:14 NCR 1110	14:12 NCR 957	13:14 NCR 1110					
Apency/Rule	Citation	12 NCAC 09C .0403	12 NCAC 09E .0107	Private Protective Services Board	12 NCAC 07D .0807	Sheriffs' Education and Training Standards Commission	12 NCAC 10B .0103	12 NCAC 10B .0302	12 NCAC 10B .0303	12 NCAC 10B .0502	12 NCAC 10B .0505	12 NCAC 10B .0506	12 NCAC 10B .0507	12 NCAC 10B .0508	12 NCAC 10B .0509	12 NCAC 10B .0601	12 NCAC 10B .0606	12 NCAC 10B .0607	12 NCAC 10B .0703	12 NCAC 10B .0908	12 NCAC 10B .0909	12 NCAC 10B .1002	12 NCAC 10B .1401	12 NCAC 10B .1402	12 NCAC 10B .1403	12 NCAC 10B .1404	12 NCAC 10B .1405

21.00.1.2	, n	E		i	RRC Status	tatus	Text differs			
Agency/Kule Citatioo	Kuic-making Proceedings	r emporary Rule	Nonce of Text	Fiscal Note	Action	Date	from proposal	Effective by Governor	Approved Rule	Other
12 NCAC 10B .1406	13:14 NCR 1110		13:19 NCR 1637	S	Approve	66/11/90			14:05 NCR 402	
LABOR										
Rules regarding Controlled Substances										
Examination Regulation Act 13 NCAC 01A .0100	14:19 NCR 1685 14:07 NCR 519									
13 NCAC 01B .0100	14:07 NCR 519									
13 NCAC 01B .0200	14:07 NCR 519									
13 NCAC 01B .0300	14:07 NCR 519									
13 NCAC 01B .0400	14:07 NCR 519									
13 NCAC 01B .0500	14:07 NCR 519									
13 NCAC 01B .0600	14:07 NCR 519									
13 NCAC 01C.0100	14:07 NCR 519									
13 NCAC 01C .0200	14:07 NCR 519									
13 NCAC 01C .0300	14:07 NCR 519									
13 NCAC 01C,0400	14:07 NCR 519									
13 NCAC 01C .0500	14:07 NCR 519									
Elevator and Amusement Device Division	ıt Device Division									
13 NCAC 15 .0201		14:14 NCR 1315								
Job Listing Services										
13 NCAC 18 .0101	14:19 NCR 1685									
13 NCAC 18.0102	14:19 NCR 1685									
13 NCAC 18 .0103	14:19 NCR 1685									
13 NCAC 18 .0104	14:19 NCR 1685									
13 NCAC 18 .0105	14:19 NCR 1685									
13 NCAC 18.0106	14:19 NCR 1685									
13 NCAC 18.0107	14:19 NCR 1685									
13 NCAC 18 .0108	14:19 NCR 1685									

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Agency/Kule Citation	Knie-making Proceedings	i emporary Rule	Nonce of Text	riscai Note	Action	Date	from proposal	Effective by Governor	Approved Rule	Other
13 NCAC 18 .0109	14:19 NCR 1685									
13 NCAC 18.0110	14:19 NCR 1685									
Occupational Safety and Health	d Health									
*Verbatim Adoption Federal Standards	Federal Standards									14:07 NCR 517
13 NCAC 07A .0302		14:20 NCR 1829								Filed over objection
13 NCAC 07A .0401	14:02 NCR 78		14:12 NCR 961	*						
13 NCAC 07F,0101	14:02 NCR 78									
13 NCAC 07F .0201	11:03 NCR 106		14:16 NCR 1412	N/A						
13 NCAC 07F,0201	14:02 NCR 78									
13 NCAC 07F .0410	14:02 NCR 78									
13 NCAC 07F.0601	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	10/04/99				
13 NCAC 07F .0602	13:02 NCR 176		13:21 NCR 1786	T/S	Object Object	12/16/99 10/04/99				
13 NCAC 07E 0603	13.02 NCP 176		2011 dOM 10:51	28/1/8	Object	12/16/99				
COOO. IVO ONONI CI	13.02 INCR 170		13:21 NCK 1760	S/USE	Object	10/04/99				
13 NCAC 07F .0604	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	10/04/99				
13 NCAC 07F .0605	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object Object	12/16/99 10/04/99				
13 NCAC 07F .0606	13:02 NCR 176		13:21 NCR 1786	S/L	Object Object	12/16/99 10/04/99				
Private Personnel Services	ices 13·19 NCR 1685				Object	12/16/99				
13 NCAC 17 .0102	13:19 NCR 1685									
13 NCAC 17 .0103	13:19 NCR 1685									
13 NCAC 17.0104	13:19 NCR 1685									
13 NCAC 17 .0105	13:19 NCR 1685									
13 NCAC 17 .0106	13:19 NCR 1685									
13 NCAC 17.0107	13:19 NCR 1685									
13 NCAC 17.0108	13:19 NCR 1685									
13 NCAC 17 .0109	13:19 NCR 1685									

Agency/Bule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective hv		
Proce	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
N 613:19	13:19 NCB 1685									
13:19	13:19 NCR 1685									
Retaliatory Employment Discrimination	ination									
N/A		N/A	N/A	N/A	Approve	08/19/99			14:09 NCR 708	
14:19	14:19 NCR 1685									
14:19	14:19 NCR 1685									
14:1	14:19 NCR 1685									
14:1	14:19 NCR 1685									
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13:0	13:03 NCR 268									
14:1	14:19 NCR 1685									
14:1	14:19 NCR 1685									
14:19	14:19 NCR 1685									

	Other																											
	Approved Rule																											
Fffective hy	Governor																											
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RRC Status	Date																											
RRC	Action																											
Fiscal	Note															*	*	•	*									
Notice of	Text															14:12 NCR 1015	14:12 NCR 1015	14:12 NCR 1015	14:12 NCR 1015									
Tomporen	Rule														OF					APY, BOARD OF	14:18 NCR 1619	14:18 NCR 1619	14:18 NCR 1619	14:18 NCR 1619	14;18 NCR 1619	14:18 NCR 1619	14:18 NCR 1619	14:18 NCR 1619
Dulymolding	Proceedings	14:19 NCR 1685	14:19 NCR 1685	14:19 NCR 1685	14:19 NCR 1685	13:03 NCR 268	14:19 NCR 1685	13:03 NCR 268	14:19 NCR 1685	14:19 NCR 1685	ITECTS, BOARD	14:05 NCR 373	14:05 NCR 373	14:05 NCR 373	14:05 NCR 373	DYWORK THER												
A conox/Duly	Citation	13 NCAC 12 .0604	13 NCAC 12.0701	13 NCAC 12 .0702	13 NCAC 12.0703	13 NCAC 12 .0801	13 NCAC 12,0801	13 NCAC 12 .0802	13 NCAC 12.0802	13 NCAC 12.0803	13 NCAC 12.0804	13 NCAC 12.0805	13 NCAC 12 .0806	13 NCAC 12 .0807	LANDSCAPE ARCHITECTS, BOARD OF	21 NCAC 26.0101	21 NCAC 26.0104	21 NCAC 26 .0105	21 NCAC 26.0302	MASSAGE AND BODYWORK THERAPY, BOARD OF	21 NCAC 30 .0101	21 NCAC 30 .0102	21 NCAC 30 .0201	21 NCAC 30 .0202	21 NCAC 30 .0203	21 NCAC 30 .0204	21 NCAC 30,0301	21 NCAC 30 .0302

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	ıtus	Text differs	Effective by		
Citation	Proceedings	Rule	Text	Note	Action	Date	proposal	Governor	Approved Kule	Other
21 NCAC 30 .0303		14:18 NCR 1619								
21 NCAC 30 .0304		14:18 NCR 1619								
21 NCAC 30 .0305		14:18 NCR 1619								
21 NCAC 30 .0306		14:18 NCR 1619								
21 NCAC 30 .0401		14:18 NCR 1619								
21 NCAC 30 .0402		14:18 NCR 1619								
21 NCAC 30 .0403		14:18 NCR 1619								
21 NCAC 30 .0404		14:18 NCR 1619								
21 NCAC 30,0501		14:18 NCR 1619								
21 NCAC 30 .0502		14:18 NCR 1619								
21 NCAC 30.0503		14:18 NCR 1619								
21 NCAC 30.0504		14:18 NCR 1619								
21 NCAC 30 .0505		14:18 NCR 1619								
21 NCAC 30 .0506		14:18 NCR 1619								
21 NCAC 30 .0601		14:18 NCR 1619								
21 NCAC 30 .0602		14:18 NCR 1619								
21 NCAC 30 .0603		14:18 NCR 1619								
21 NCAC 30 .0604		14:18 NCR 1619								
21 NCAC 30.0701		14:18 NCR 1619								
21 NCAC 30 .0702		14:18 NCR 1619								
21 NCAC 30 .0801		14:18 NCR 1619								
21 NCAC 30 .0802		14:18 NCR 1619								
21 NCAC 30 .0803		14:18 NCR 1619								
21 NCAC 30 .0901		14:18 NCR 1619								
21 NCAC 30 .0902		14:18 NCR 1619								
21 NCAC 30 .0903		14:18 NCR 1619								
21 NCAC 30 .0904		14:18 NCR 1619								
21 NCAC 30 .0905		14:18 NCR 1619								

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Fifortive hy		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
MEDICAL BOARD										
21 NCAC 32	13:06 NCR 538									
21 NCAC 32B	11:18 NCR 1369									
21 NCAC 32B	12:04 NCR 245									
21 NCAC 320 .0118	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0119	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0120	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0121	11:18 NCR 1369		13:08 NCR 709	•						
21 NCAC 32R .0101	14:03 NCR 127		14:16 NCR 1455	•						
21 NCAC 32R .0102	14:03 NCR 127		14:16 NCR 1455	*						
21 NCAC 32R .0103	14:03 NCR 127		14:16 NCR 1455	•						
21 NCAC 32R .0104	14:03 NCR 127		14:16 NCR 1455	*						
MIDWIFERY JOINT COMMITTEE	COMMITTEE									
21 NCAC 33 .0101	14:12 NCR 958		14:16 NCR 1456	•						
21 NCAC 33 .0102	14:12 NCR 958		14:16 NCR 1456	*						
21 NCAC 33 .0104	14:12 NCR 958		14:16 NCR 1456	•						
21 NCAC 33 .0106	14:12 NCR 958		14:16 NCR 1456	*						
MORTUARY SCIENCE, BOARD OF	CE, BOARD OF									
21 NCAC 34C	12:09 NCR 745									
NURSING, BOARD OF	JF									
21 NCAC 36 .0213	13:22 NCR 1821		14:02 NCR 82	*	Approve	11/11/66			14:15 NCR 1354	
21 NCAC 36 .0220	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0221	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0227	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0318	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0404	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0405	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090

	Other	14:13 NCR 1090	14:13 NCR 1090	14:13 NCR 1090	14:13 NCR 1090	14:13 NCR 1090																							
	Approved Rule																												
Effective by	Governor																												
Text differs	from proposal		*							*																			
RRC Status	Date	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00		03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00		03/16/00	03/16/00
RRC	Action	Approve	Approve	Approve	Approve	Approve		Approve	Approve	Approve	Object	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve		Approve	Approve
Fiscal	Note	*	*	*	*	*		*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*
Notice of	Text	14:12 NCR 1016	14:12 NCR 1016	14:12 NCR 1016	14:12 NCR 1016	14:12 NCR 1016	AMINERS FOR	14:09 NCR 684	14:13 NCR 1149     14:13 NCR 1149	14:13 NCR 1149	14:13 NCR 1149	14:13 NCR 1149	14:13 NCR 1149	14:13 NCR 1149	14:09 NCR 684	14:13 NCR 1149	14:13 NCR 1149	14:09 NCR 684	14:13 NCR 1149	14:09 NCR 684	14:09 NCR 684	14:13 NCR 1149							
Temporary	Rule						ts, board of ex	14:05 NCR 398														14:05 NCR 398			14:05 NCR 398		14:05 NCR 398	14:05 NCR 398	
Rule-making	Proceedings	14:07 NCR 521	14:07 NCR 521	14:07 NCR 521	14:07 NCR 521	14:07 NCR 521	MINISTRATOF		14:08 NCR 578      14:08 NCR 578	14:08 NCR 578	14:08 NCR 578	14:08 NCR 578	14:08 NCR 578	14:08 NCR 578		14:08 NCR 578	14:08 NCR 578		14:08 NCR 578			14:08 NCR 578							
Agency/Rule	Citation	21 NCAC 36 .0701	21 NCAC 36.0702	21 NCAC 36.0703	21 NCAC 36.0704	21 NCAC 36.0705	NURSING HOME ADMINISTRATORS, BOARD OF EXAMINERS FOR	21 NCAC 37D .0202	21 NCAC 37D .0302	21 NCAC 37D .0303	21 NCAC 37D .0403	21 NCAC 37D .0405	21 NCAC 37D .0407	21 NCAC 37D .0502	21 NCAC 37D,0504	21 NCAC 37D,0601	21 NCAC 37D, 0603	21 NCAC 37D .0605	21 NCAC 37D .0701	21 NCAC 37D .0704	21 NCAC 37E .0101	21 NCAC 37E .0102	21 NCAC 37E .0102	21 NCAC 37F.0101	21 NCAC 37F.0102	21 NCAC 37F.0102	21 NCAC 37G .0102	21 NCAC 37G .0201	21 NCAC 37G .0201

	Approved Rule Other								14:15 NCR 1354		14:15 NCR 1354					CR 330			14:17 NCR 1525		14:09 NCR / V8 14:17 NCR 1525	14:13 NCR 1091		14:19 NCR 1705				
Effective by									14:15 N		14:15 N					14:04 NCR 330			14:17 N		14:09 NCR 708 14:17 NCR 152			14:19 NG				
Text differs	from proposal								*		*					*			*	,								
RRC Status	Date		03/16/00	03/16/00	03/16/00	03/16/00			11/17/99		11/17/99			03/20/98	12/17/98 02/18/99	04/15/99			12/16/99	00/01/00	12/16/99			01/20/00			03/16/00	
RRC	Action		Approve	Approve	Approve	Approve			Approve		Approve			State Budget	Object Object	Object Anprove			Approve		Approve			Approve			Object	•
Fiscal	Note		*	*	*	*			*		*		*	*	SE		*		*	* 1	· #			*	NERS OF	*	*	
Notice of	Text		14:09 NCR 684	14:13 NCR 1149	14:13 NCR 1149	14:13 NCR 1149			14:06 NCR 480		14:06 NCR 480		12:07 NCR 527	12:09 NCR 797	13:02 NCR 246		14:06 NCR 480		14:06 NCR 480	13:22 NCR 1848	15:24 NCR 2016 14:06 NCR 480			14:10 NCR 771	RACTORS, EXAMI	14:14 NCR 1242	14;14 NCR 1242	
Temporary	Rule		14:05 NCR 398																	13:11 NCR 910				14:06 NCR 489	RINKLER CONT			
Rule-making	Proceedings	14:08 NCR 578		14:08 NCR 578	14:08 NCR 578	14:08 NCR 578	D OF	13:22 NCR 1821    12:03 NCR 168				13:22 NCR 1821	13:22 NCR 1821	13:22 NCR 1821		13:22 NCR 1821	fex Drugs	Y EXAMINERS	14:06 NCR 489	NG AND FIRE SP	14:06 NCR 429	14:06 NCR 429						
Agency/Rule	Citation	21 NCAC 37G .0202	21 NCAC 37H .0102	21 NCAC 37H .0102	21 NCAC 37H .0104	21 NCAC 371.0101	PHARMACY, BOARD OF	21 NCAC 46 .1317	21 NCAC 46 .1413	21 NCAC 46 .1414	21 NCAC 46 .1508	21 NCAC 46.1601	21 NCAC 46 .1804				21 NCAC 46.1810	21 NCAC 46 .1813	21 NCAC 46 .1814	21 NCAC 46 .1815	21 NCAC 46.1816	Narrow Therapeutic Index Drugs	PHYSICAL THERAPY EXAMINERS	21 NCAC 48F .0102	PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, EXAMINERS OF	21 NCAC 50 .0301	21 NCAC 50 .0304	

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RRC Status	Date	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00		03/16/00	03/16/00			03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00
RRC	Action	Approve	Object	Approve	Approve	Approve	Approve		Approve	Approve			Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Object	Approve	Approve	Approve	Approve	Approve	Approve
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Notice of	Text	14:14 NCR 1242    14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242	14:14 NCR 1242															
Temporary	Rule																												
Rule-making	Proceedings	14:06 NCR 429	14:10 NCR 749	14:06 NCR 429	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:10 NCR 749	14:06 NCR 429														
Agency/Rule	Citatioo	21 NCAC 50 .0310	21 NCAC 50 .0402	21 NCAC 50 .0404	21 NCAC 50 .0406	21 NCAC 50 .0412	21 NCAC 50 .0501	21 NCAC 50 .0506	21 NCAC 50 .0508	21 NCAC 50 .0512	21 NCAC 50 .0513	21 NCAC 50 .0514	21 NCAC 50 .1001	21 NCAC 50 .1004	21 NCAC 50 .1006	21 NCAC 50.1007	21 NCAC 50.1008	21 NCAC 50.1009	21 NCAC 50.1010	21 NCAC 50 .1011	21 NCAC 50.1013	21 NCAC 50.1014	21 NCAC 50 .1101	21 NCAC 50 .1204	21 NCAC 50 .1205	21 NCAC 50 .1206	21 NCAC 50 .1210	21 NCAC 50 .1212	21 NCAC 50 .1213

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	Rule-making Proceedings	<b>♦</b>		IRD	12:05 NCR 338	13:21 NCR 1784	12:05 NCR 338     12:05 NCR 338																						
	Agency/Rule Citation	21 NCAC 50 1214		PSYCHOLOGY BOARD	21 NCAC 54 .1611	21 NCAC 54.1901	21 NCAC 54 .2006	21 NCAC 54 .2010	21 NCAC 54 .2104	21 NCAC 54 .2301	21 NCAC 54 .2302	21 NCAC 54 .2303	21 NCAC 54 .2304	21 NCAC 54 .2305	21 NCAC 54 .2306	21 NCAC 54 .2307	21 NCAC 54 .2308	21 NCAC 54 .2309	21 NCAC 54 .2310	21 NCAC 54 .2311	21 NCAC 54 .2312	21 NCAC 54 .2313	21 NCAC 54 .2314	21 NCAC 54 .2401	21 NCAC 54 .2402	21 NCAC 54 .2501	21 NCAC 54 .2502	21 NCAC 54.2503	21 NCAC 54 .2504

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	Approved Rule				14:15 NCR 1354	14:15 NCR 1354										14:06 NCR 490											
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tatus	Date				11/17/99	11/17/99										04/12/99				03/16/00		03/16/00		04/17/0		07/15/99	00/110/00
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Notice of	Text				13:13 NCR 1050	13:13 NCR 1050	13:13 NCR 1050	14:16 NCR 1458	13:13 NCR 1050 14:16 NCR 1458	13:13 NCR 1050	13:13 NCR 1050	14:16 NCR 1458 13:13 NCR 1050	13:13 NCR 1050	13:13 NCR 1050		13:18 NCR 1503		13:18 NCR 1503	14:12 NCR 998 13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	13:18 NCR 1503	14:12 NCR 998 13:24 NCR 2008	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503 14:12 NCR 998	17:17
Temporary	Rule															13:13 NCR 1061											
Rule-makino	Proceedings	12:05 NCR 338	13.05 N/CB 229	12:03 INCK 338	12:05 NCR 338	12:05 NCR 338	12:05 NCR 338	12:05 NCR 338	12:05 NCR 338	Z		14:06 NCR 428		14:06 NCR 428	14:06 NCR 428 14:06 NCR 428		14:06 NCK 428	14:06 NCR 428		14:06 NCR 428	14:06 NCR 428	14:06 NCR 428					
Agency/Bule	Citation	21 NCAC 54 .2505	21 NCAC 54 .2601	21 NCAC 54 .2602	21 NCAC 54 .2704	21 NCAC 54 .2706	21 NCAC 54 .2801	21 MC 45 2802	21 INCAC 34 .2002	21 NCAC 54 .2803	21 NCAC 54 .2804	21 NCAC 54 .2805	21 NCAC 54 .2806	21 NCAC 54 .2807	PUBLIC EDUCATION	16 NCAC 06B .0108	16 NCAC 06C :0100	16 NCAC 06C .0102	16 NCAC 06C .0103	16 NCAC 06C .0200	16 NCAC 06C .0202	16 NCAC 06C,0205	16 NCAC 06C .0205	16 NCAC 06C,0206		16 NCAC 06C .0207	16 NCAC 06C .0300

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	Approved Rule																													14.00 NCB 700	14.09 INCR 706	14:06 NCR 490	14:15 NCR 1354	14:06 NCR 490	14:06 NCR 490	14:06 NCR 490
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tatus	Date	07/15/99	03/16/00	07/15/99		_		_		_				_	_	_		_		_		_	03/16/00	_	03/16/00					07/15/99	00/13/33	07/15/99	10/04/99	07/15/99	07/15/99	07/15/99
RRC Status	Action	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Keturn to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy	Approve					Object	avoidde	Approve	Approve	Approve	Approve	Approve
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Notice of	Text	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCK 1503	14:12 NCK 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	14:12 NCR 998			14:17 NCR 1506		13:18 NCR 1503		13:18 NCR 1503	13:24 NCR 2008	13:18 NCR 1503	13:18 NCR 1503	13:18 NCR 1503
Temporary	Rule																											14:11 NCR 910				12:22 NCR 2010 13 Term Evnired 02/09/99	Tomb popular dual			
Rule-making	Proceedings		14:06 NCR 428		14:06 NCR 428		14:06 NCR 428		14:06 NCR 428		14:06 NCR 428		14:06 NCR 428	14.00 470	14:00 INCR 428	14.00 400	14:00 NCK 428	200	14:06 NCR 428		14:06 NCR 428		14:06 NCR 428		14:06 NCR 428	14:00 NCK 428	14:17 NCR 1497		14:17 NCR 1497		14:17 NCR 1497					
Agency/Rule	Citation	16 NCAC 06C .0301		16 NCAC 06C .0302		16 NCAC 06C,0303		16 NCAC 06C .0304		16 NCAC 06C,0305		16 NCAC 06C .0306	2000 000 000000	10 INCAC 00C :030/	0000 0000000000000000000000000000000000	16 NCAC 06C .0308		16 NCAC 06C .0309		16 NCAC 06C .0311		16 NCAC 06C .0312		16 NCAC 06C .0313	OOFO DOOD A DIV 51	10 INCAC 00C .0400	16 NCAC 06C .0401	16 NCAC 06C .0402	16 NCAC 06C .0404	16 NCAC 06C .0501	16 NCAC 06C .0501	16 NCAC 06D .0103	16 NCAC 06D .0103	16 NCAC 06D,0210	16 NCAC 06D .0301	16 NCAC 06D .0302

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	Approved Rule	14:06 NCR 490	14:15 NCR 1354	14:06 NCR 490			14:15 NCR 1354	14:15 NCR 1354		14:15 NCK 1354		14:15 NCR 1354 14:15 NCR 1354	14:15 NCR 1354	14:15 NCR 1354				14:06 NCR 490	14:06 NCR 490	14:06 NCR 490	14:06 NCR 490	14:06 NCR 490				14:15 NCR 1354	
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RRC Status	Action	Approve	Approve	Approve			Approve	Approve	Object	Approve	Object	Approve Approve	Approve	Approve	Return to Agcy	Approve		Approve	Approve	Approve	Approve	Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy Approve
Fiscal	Note	*	S	*	*	*	S	S	S	*	S	S	S	S	* *	•		*	*	*	*	*	•	*	*	N/A	* *
Notice of	Text	13:18 NCR 1503	13:24 NCR 2008	13:18 NCR 1503	14:17 NCR 1506	14:17 NCR 1506	13:24 NCR 2008	13:24 NCR 2008	13:24 NCR 2008	14:17 NCR 1506	13:24 NCR 2008	13:24 NCR 2008	13:24 NCR 2008	13:24 NCR 2008	13:18 NCR 1503	14:12 NCK 998		13:18 NCR 1503	13:18 NCR 1503	13:18 NCR 1503	13:18 NCR 1503	13:18 NCR 1503	99 13:18 NCR 1503	14:12 NCR 998	13:18 NCR 1503	N/A	13:18 NCR 1503 14:12 NCR 998
Temporary	Rule															13:05 NCR 523	14:18 NCR 1618					12:22 NCR 2010	Temp Expired 02/09/99 13				
Rule-making	Proceedings														14.05 MGB 438	14:00 INCK 428								14:06 NCR 428		N/A	14:06 NCR 428
Agency/Rule	Citation	16 NCAC 06D .0303	16 NCAC 06D .0304	16 NCAC 06D .0305	16 NCAC 06D .0305	16 NCAC 06D .0306	16 NCAC 06D .0501	16 NCAC 06D .0502	16 NCAC 06D .0503	16 NCAC 06D .0503	16 NCAC 06D .0504	16 NCAC 06D .0505	16 NCAC 06D .0506	16 NCAC 06D .0507	16 NCAC 06E .0202	16 NCAC 06E :0301	16 NCAC 06E .0301	16 NCAC 06E .0301	16 NCAC 06G .0202	16 NCAC 06G,0308	16 NCAC 06G.0309	16 NCAC 06G .0311	16 NCAC 06G .0502		16 NCAC 06H .0101	16 NCAC 06H .0101	16 NCAC 06H .0103

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	Approved Rule		14:15 NCR 1354				14:15 NCR 1354		14:15 NCR 1354		14:15 NCR 1354		14:15 NCK 1354														
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RRC Status	Action	Return to Agcy	Approve	Return to Agcy	Approve Return to Agcy		Approve	Return to Agcy	Approve	Return to Agcy	Approve	Return to Agcy Object	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve
Flscal	Note	*	N/A	•	* *		N/A	•	N/A	*	N/A	*		N/A	N/A	N/A	N/A	*	*	*	N/A	N/A	*	*	*	*	S
Notice of	Text	13:18 NCR 1503	N/A	13:18 NCR 1503	14:12 NCR 998 13:18 NCR 1503		N/A	13:18 NCR 1503	N/A	13:18 NCR 1503	N/A	13:18 NCR 1503		N/A	N/A	N/A	N/A	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	N/A	N/A	14:10 NCR 772				
Temporary	Rule																										
Rule-making	Proceedings		N/A		14:06 NCR 428	14:06 NCR 428	N/A		N/A		N/A		MISSION	N/A	N/A	N/A	N/A	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	N/A	N/A	14:06 NCR 429				
Agency/Rule	Citation	16 NCAC 06H .0105	16 NCAC 06H .0105	16 NCAC 06H .0106	16 NCAC 06H .0107	16 NCAC 06H .0107	16 NCAC 06H .0107	16 NCAC 06H .0108	16 NCAC 06H .0108	16 NCAC 06H .0109	16 NCAC 06H .0109	16 NCAC 06H .0110	REAL ESTATE COMMISSION	21 NCAC 58A .0101	21 NCAC 58A .0104	21 NCAC 58A .0105	21 NCAC 58A .0106	21 NCAC 58A .0107	21 NCAC 58A .0109	21 NCAC 58A .0110	21 NCAC 58A .0111	21 NCAC 58A .0112	21 NCAC 58A .0113	21 NCAC 58A .0114	21 NCAC 58A .0301	21 NCAC 58A .0302	21 NCAC 58A .0303

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RRC	Action		Approve	Approve	Approve	Approve	Approve	Object	Approve Approve	Approve																			
Fiscal	Note		*	*	*	*	*	*	N/A	N/A	*	N/A	*	N/A	N/A	*	N/A	N/A	*	N/A	*	N/A	N/A	*	*	N/A	N/A	*	*
Notice of	Text		14:10 NCR 772	N/A	N/A	14:10 NCR 772	N/A	14:10 NCR 772	N/A	N/A	14:10 NCR 772	N/A	N/A	14:10 NCR 772	N/A	14:10 NCR 772	N/A	N/A	14:10 NCR 772	14:10 NCR 772	N/A	N/A	14:10 NCR 772	14:10 NCR 772					
Temporary	Rule																												
Rule-making	Proceedings		14:06 NCR 429	14;06 NCR 429	N/A	N/A	14:06 NCR 429	N/A	14:06 NCR 429	N/A	N/A	14:06 NCR 429	N/A	N/A	14:06 NCR 429	N/A	14:06 NCR 429	N/A	N/A	14:06 NCR 429	14:06 NCR 429	N/A	N/A	14:06 NCR 429	14:06 NCR 429				
Agency/Rule	Citation		21 NCAC 58A .0304	21 NCAC 58A .0401	21 NCAC 58A .0402	21 NCAC 58A .0403	21 NCAC 58A .0404	21 NCAC 58A .0406	21 NCAC 58A .0501	21 NCAC 58A .0502	21 NCAC 58A .0503	21 NCAC 58A .0504	21 NCAC 58A .0505	21 NCAC 58A .0506	21 NCAC 58A .0510	21 NCAC 58A .0601	21 NCAC 58A ,0610	21 NCAC 58A .0612	21 NCAC 58A .0615	21 NCAC 58A .0902	21 NCAC 58A .1402	21 NCAC 58A .1701	21 NCAC 58A .1702	21 NCAC 58A .1703	21 NCAC 58A .1708	21 NCAC 58A .1709	21 NCAC 58A .1711	21 NCAC 58B .0101	21 NCAC 58B .0102

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N/A         N/A         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           14-06 NCR 429         14-10 NCR 772         •         Approve         02/17/00           <	Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Other
N/A         N/A         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772         *         *         0217/00           14:06 NCR 429         14:10 NCR 772											
N/A         N/A         Approve         02/17/00           14306 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14406 NCR 429         14:10 NCR 772         *         Approve         02/17/00           1406 NCR 429         14:10 NCR 772         *         Approve         02/17/00           1406 NCR 429         14:10 NCR 772         *         Approve         02/17/00           1406 NCR 429         14:10 NCR 772         *         Approve         02/17/00           1406 NCR 429         14:10 NCR 772         *         Approve         02/17/00           1406 NCR 429         14:10 NCR 772         *         Approve         02/17/00	21 NCAC 58B .0104	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772         *         Approve         0217/00           14306 NCR 429         14:10 NCR 772 </td <td>21 NCAC 58B .0201</td> <td>N/A</td> <td></td> <td>N/A</td> <td>N/A</td> <td>Approve</td> <td>02/17/00</td> <td></td> <td></td> <td></td> <td></td>	21 NCAC 58B .0201	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429	21 NCAC 58B .0202	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         0.171/00           N/A         N/A         Approve         0.217/00           N/A         N/A         Approve         0.217/00           N/A         N/A         Approve         0.217/00           N/A         N/A         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0.217/00           14:06 NCR 429         14:10 NCR 772         *         Approve <t< td=""><td>21 NCAC 58B .0203</td><td>N/A</td><td></td><td>N/A</td><td>N/A</td><td>Approve</td><td>02/17/00</td><td></td><td></td><td></td><td></td></t<>	21 NCAC 58B .0203	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         0217/00           N/A         N/A         Approve         0217/00           N/A         N/A         Approve         0217/00           N/A         N/A         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         *         Approve         0217/00           14:06 NCR 429         14:10 NCR 772         * <t< td=""><td>21 NCAC 58B .0301</td><td>N/A</td><td></td><td>N/A</td><td>N/A</td><td>Approve</td><td>02/17/00</td><td></td><td></td><td></td><td></td></t<>	21 NCAC 58B .0301	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         02/17/00           N/A         N/A         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00	21 NCAC 58B .0401	N/A		N/A	N/A	Approve	02/17/00				
N/A         N/A         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve	21 NCAC 58B .0501	N/A		N/A	N/A	Approve	02/17/00				
14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve         02/17/00           14:06 NCR 429         14:10 NCR 772         *         Approve <td>21 NCAC 58B .0602</td> <td>N/A</td> <td></td> <td>N/A</td> <td>N/A</td> <td>Approve</td> <td>02/11/00</td> <td></td> <td></td> <td></td> <td></td>	21 NCAC 58B .0602	N/A		N/A	N/A	Approve	02/11/00				
14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *	21 NCAC 58C .0105	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00 <td< td=""><td>21 NCAC 58C .0106</td><td>14:06 NCR 429</td><td></td><td>14:10 NCR 772</td><td>*</td><td>Approve</td><td>02/11/00</td><td></td><td></td><td></td><td></td></td<>	21 NCAC 58C .0106	14:06 NCR 429		14:10 NCR 772	*	Approve	02/11/00				
14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 77	21 NCAC 58C .0107	14:06 NCR 429		14:10 NCR 772	*	Approve	02/11/00				
14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 77	21 NCAC 58C .0108	14:06 NCR 429		14:10 NCR 772	*	Approve	02/11/00				
14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       *       Approve       02/17/00         14:06 NCR 429       14:10 NCR 77	21 NCAC 58C .0207	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00         14:06 NCR 429       14:10 NCR 772       * Approve       02/17/00	21 NCAC 58C .0213	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
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14:06 NCR 429       14:10 NCR 772       *       Approve	21 NCAC 58C .0217	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0218	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0220	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0302	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0304	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0305	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0306	14.06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve	21 NCAC 58C .0307	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       14:10 NCR 772       * Approve         14:06 NCR 429       14:10 NCR 772       * Approve         14:06 NCR 429       * Approve	21 NCAC 58C .0310	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429       *       Approve         14:06 NCR 429       *       Approve	21 NCAC 58C .0312	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
14:06 NCR 429 * Approve	21 NCAC 58C .0601	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
	21 NCAC 58C .0602	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				

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RRC Status	Date	05/17/00	02/17/00	02/17/00	02/17/00	02/11/00	02/17/00	02/17/00	02/17/00	02/17/00	05/11/00	02/11/00	02/17/00	02/17/00	02/17/00	02/17/00	02/17/00	02/11/00		03/16/00	03/16/00	03/16/00	03/16/00	03/16/00		03/16/00	03/16/00	03/16/00
RRC	Action	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve		Approve	Approve	Approve	Approve	Approve		Approve	Approve	Approve
Fiscal	Note	*	*	•	•	•	*	•	*	*	*	N/A	*	*	N/A	*	N/A	*		*	*	*	•	•		*	*	*
Notice of	Text	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	14:10 NCR 772	N/A	14:10 NCR 772	14:10 NCR 772	N/A	14:10 NCR 772	N/A	14:10 NCR 772		14:12 NCR 1028		14:16 NCR 1424	14:16 NCR 1424	14:16 NCR 1424				
Temporary	Rule																		ARD OF									
Rule-making	Proceedings	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	14:06 NCR 429	N/A	14:06 NCR 429	14:06 NCR 429	N/A	14:06 NCR 429	N/A	14:06 NCR 429	XAMINERS, BO.	14:08 NCR 579		N/A	N/A	N/A				
Agency/Rule	Citation	21 NCAC 58C .0603	21 NCAC 58C,0604	21 NCAC 58C .0605	21 NCAC 58C,0606	21 NCAC 58C .0607	21 NCAC 58C .0608	21 NCAC 58E .0102	21 NCAC 58E .0202	21 NCAC 58E .0204	21 NCAC 58E .0205	21 NCAC 58E .0302	21 NCAC 58E .0304	21 NCAC 58E .0310	21 NCAC 58E .0406	21 NCAC 58E .0412	21 NCAC 58E .0511	21 NCAC 58E .0515	REFRIGERATION EXAMINERS, BOARD OF	21 NCAC 60 .0102	21 NCAC 60 .0207	21 NCAC 60 .0311	21 NCAC 60 .0316	21 NCAC 60 .1102	REVENUE	17 NCAC 01C .0502	17 NCAC 01C .0504	17 NCAC 01C .0506

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other																											
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RRC Status	Date	03/16/00	03/16/00	03/16/00	03/16/00	02/11/00	02/11/00	02/11/00	02/17/00	02/17/00	02/11/00	02/11/00	03/16/00 02/17/00	02/17/00	02/17/00	05/11/00	02/17/00	02/11/00	02/11/00	02/11/00	02/11/00	02/17/00	02/17/00	03/16/00	02/11/00	03/16/00	03/16/00	03/16/00
RRC	Action	Approve	Object	Approve Approve	Approve																							
Fiscal	Note	*	*	*	•	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	*	N/A	*	*	*							
Notice of	Text	14:16 NCR 1424	14:16 NCR 1424	14:16 NCR 1427	14:16 NCR 1427	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	14:16 NCR 1428	13:08 NCR 690	14:16 NCR 1428	14:16 NCR 1428	14:16 NCR 1428							
Temporary	Rule																											
Rule-making	Proceedings	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A											
Agency/Rule	Citation	17 NCAC 01C .0509	17 NCAC 01C .0601	17 NCAC 03B .0302	17 NCAC 03C .0108	17 NCAC 04B .0102	17 NCAC 04B .0104	17 NCAC 04B .0105	17 NCAC 04B .0106	17 NCAC 04B .0107	17 NCAC 04B .0301	17 NCAC 04B .0302	17 NCAC 04B .0306	17 NCAC 04B .0308	17 NCAC 04B .0309	17 NCAC 04B .0310	17 NCAC 04B .0311	17 NCAC 04B .0312	17 NCAC 04B .0403	17 NCAC 04B .0405	17 NCAC 04B .2902	17 NCAC 04B .2903	17 NCAC 04B ,4301	17 NCAC 04B .4301	17 NCAC 04B .4302	17 NCAC 04B .4302	17 NCAC 04B .4401	17 NCAC 04B .4402

	Other																										
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Effective by	Governor																										
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atus	Date				02/17/00	02/17/00	02/17/00		02/17/00	02/11/00	02/11/00		03/16/00 02/17/00	02/11/00	02/11/00	02/11/00	02/17/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	02/17/00	12/17/98 03/18/99	04/15/99 03/16/00
RRC Status	Action				Approve	Approve	Approve		Approve	Approve	Approve	Agcy Withdrew	Approve Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Object Object	Approve Approve
le cair	Note	*	*	*	N/A	N/A	N/A	*	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	*	*	*	N/A	*	*	*	N/A	N/A	*
Notice of	Text	14:16 NCR 1428	14:16 NCR 1428	14:16 NCR 1428	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	14:16 NCR 1428	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	13:08 NCR 690	N/A	N/A	N/A	N/A	13:08 NCR 690	14:16 NCR 1431	14:16 NCR 1431	14:16 NCR 1431	N/A	14:16 NCR 1431	14:16 NCR 1431	14:16 NCR 1431	13:08 NCR 694	13:09 NCR 762	14:16 NCR 1433
Temporary	Rule																										
Rufa-msking	Proceedings	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A											
A neocy/Bule	Citation	17 NCAC 04C .0603	17 NCAC 04C .1101	17 NCAC 04C .1801	17 NCAC 04E .0102	17 NCAC 04E .0103	17 NCAC 04E .0201	17 NCAC 04E .0201	17 NCAC 04E .0202	17 NCAC 04E .0203	17 NCAC 04E .0302	17 NCAC 04E .0703	17 NCAC 04F .0101	17 NCAC 04F .0102	17 NCAC 04F .0103	17 NCAC 04F,0104	17 NCAC 04F .0105	17 NCAC 05B .0603	17 NCAC 05B .0803	17 NCAC 05B .0903	17 NCAC 05B .1112	17 NCAC 05C .0702	17 NCAC 05C .0703	17 NCAC 05C .2003	17 NCAC 06B .0105	17 NCAC 06B .0118	17 NCAC 06B .0605

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other
	Approved Kule
Effective by	Governor
Text differs	from proposal
RRC Status	Date
RRC	Action
Fiscal	Note
Notice of	Text
Temporary	Rule
Rule-making	Proceedings
Agency/Rule	Citation

	Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Kule	Other
17 N	17 NCAC 06B .3408	N/A		14:16 NCR 1433	*	Approve	03/16/00				
17 N	17 NCAC 06B .3503	N/A		14:16 NCR 1433	*	Approve	03/16/00	*			
17 N	17 NCAC 07B .0104	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .0118	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .0123	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N(	17 NCAC 07B .0124	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
17 N	17 NCAC 07B .0125	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
17 N	17 NCAC 07B .0207	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N(	17 NCAC 07B .1401	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .1402	N/A		14:16 NCR 1437	*						
17 N	17 NCAC 07B .1404	N/A		14:16 NCR 1437		Approve	03/16/00				
17 N	17 NCAC 07B .1601	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .1602	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .1702	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N(	17 NCAC 07B .1801	N/A		14:16 NCR 1437	*	Approve	03/16/00	*			
17 NC	17 NCAC 07B .1802	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .1902	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .2101	N/A		13:09 NCR 767	N/A	Approve	02/11/00				
17 N	17 NCAC 07B .2213	N/A		14:16 NCR 1437		Approve	03/16/00				
17 N(	17 NCAC 07B .2401	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .2402	N/A		14;16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .2801	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .2901	N/A		14:16 NCR 1437	*	Approve	03/16/00	*			
17 N	17 NCAC 07B .2903	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .3001	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .3004	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 N	17 NCAC 07B .3009	N/A		14:16 NCR 1437	*	Approve	03/16/00				

Proceedings   Rule   Text   Note   Action   Date   Proposal	Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
14:16 NCR 1437	Citation	Proceedings	Rufe	Text	Note	Action	Date	irom proposal	Governor	Approved Rule	Other
14:16 NCR 1437											
14:16 NCR 1437	17 NCAC 07B .3010	N/A		14:16 NCR 1437	*	Approve	03/16/00				
14:16 NCR 1437	17 NCAC 07B .3013	N/A		14:16 NCR 1437	*	Approve	03/16/00				
14:16 NCR 1437	17 NCAC 07B .3204	N/A		14:16 NCR 1437	*	Approve	03/16/00				
14:16 NCR 1451	17 NCAC 07B .4301	N/A		14:16 NCR 1437	*	Approve	03/16/00				
14:16 NCR 1451	17 NCAC 07B .4303	N/A		14:16 NCR 1437	*	Approve	03/16/00				
13:08 NCR 695 N/A Approve 02/17/00     14:16 NCR 1451	17 NCAC 091 .0302	N/A		14:16 NCR 1451	*	Approve	03/16/00				
14:16 NCR 1451	17 NCAC 09K .0601	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
14:16 NCR 1451	17 NCAC 09K .0602	N/A		14:16 NCR 1451	*	Approve	03/16/00				
14:16 NCR 1452	17 NCAC 09L .0403	N/A		14:16 NCR 1451	*	Approve	03/16/00				
14:18 NCR 1619  14:16 NCR 1452  14:16 NCR 1451  14:16 NCR 645  14:16 NCR 645  14:10 NCR 1497  13:14 NCR 1151  14:08 NCR 645  15:07 NCR 1497  17:07 NCR 1497	17 NCAC 10.0101	N/A		14:16 NCR 1452	*	Approve	03/16/00				
14:16 NCR 1452 * Approve 03/16/00  14:18 NCR 1451 * Approve 01/20/00  13:14 NCR 1151  14:08 NCR 645 14:08 NCR 645 * Approve 01/20/00  13:14 NCR 1151  14:08 NCR 645 14:08 NCR 645 * Approve 01/20/00  13:14 NCR 1151  14:08 NCR 645 12:14 NCR 1312 * Approve 01/20/00  12:07 NCR 1497  12:07 NCR 1312 * Approve 01/20/00  12:07 NCR 344 12:14 NCR 1312 * Approve 01/20/00	17 NCAC 10.0204		14:18 NCR 1619								
14:16 NCR 1452 * Approve 03/16/00  14:16 NCR 1452 * Approve 03/16/00  13:14 NCR 1151  14:08 NCR 645 14:08 NCR 645 * Approve 01/20/00  13:14 NCR 1197  7 NCR 1497  13:14 NCR 1151  14:08 NCR 645 14:08 NCR 645 * Approve 01/20/00  13:14 NCR 1151  14:08 NCR 645 12:14 NCR 1312 * Approve 01/20/00  7 NCR 1497  12:07 NCR 1497  12:07 NCR 1497  12:07 NCR 1497  12:07 NCR 1312 * Approve 01/20/00  13:14 NCR 1312 * Approve 01/20/00	17 NCAC 10.0405	N/A		14:16 NCR 1452	*	Approve	03/16/00				
13:14 NCR 1151 14:08 NCR 645 15:07 NCR 1497 12:07 NCR 1312 15:07 NCR	17 NCAC 10.0504	N/A		14:16 NCR 1452	*	Approve	03/16/00				
13:14 NCR 1151 14:08 NCR 645 13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 7 NCR 1497 13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 15:07 NCR 1312 12:07 NCR 534 12:14 NCR 1312 12:07 NCR 534 12:14 NCR 1312 13:07 NCR 645 14:08 NCR 645 15:08 NCR 64	17 NCAC 10.0505	N/A		14:16 NCR 1452	*	Approve	03/16/00	#			
13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 7 NCR 1497 7 NCR 1497 13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 14:08 NCR 645 15:07 NCR 534 12:14 NCR 1312 7 NCR 1497 12:07 NCR 534 12:14 NCR 1312 7 NCR 1497 12:07 NCR 645 13:14 NCR 1312 14:08 NCR 645 15:07 NCR 645	Tax Review Board										14:12 NCR 954
13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 14:08 NCR 645 14:08 NCR 645 17 NCR 1497 13:14 NCR 1151 14:08 NCR 645 15:07 NCR 1312 12:07 NCR 534 12:14 NCR 1312 12:07 NCR 643 12:07 NCR 643 12:07 NCR 643 12:07 NCR 645 13:04 NCR 645 14:08 NCR 645 15:08 NCR 645	Tax Review Board										14:19 NCR 1669
13:14 NCR 1151 14:08 NCR 645 14:08 NCR 645 14:17 NCR 1497 15:07 NCR 645 14:08 NCR 645 14:17 NCR 1497 12:07 NCR 534 12:14 NCR 1312 7 Emp Expired 66/28/98 12:07 NCR 534 12:14 NCR 1312 7 Temp Expired 66/28/98 12:07 NCR 534 12:14 NCR 1312 7 Temp Expired 66/28/98 12:07 NCR 534 12:14 NCR 1312 7 Temp Expired 66/28/98	SECRETARY OF ST	TATE									
14:17 NCR 1497  15:14 NCR 1497  15:07 NCR 534  15:14 NCR 1312  Temp Expired 66/28/98  15:07 NCR 534  15:14 NCR 1312  ** Approve  Approve  ** Approve  ** Approve  ** Approve  ** Approve  12:07 NCR 534  12:14 NCR 1312  ** Approve  ** Approve  12:07 NCR 534  12:14 NCR 1312  ** Approve	18 NCAC 06 .1212		13:14 NCR 1151	14.00 MCH (46	•						
14:17 NCR 1497 12:07 NCR 534 12:14 NCR 1312 Temp Expired 06/28/98 12:07 NCR 534 12:14 NCR 1312  Temp Expired 06/28/98 12:07 NCR 534 12:14 NCR 1312  Temp Expired 06/28/98 12:07 NCR 534 12:14 NCR 1312  Temp Expired 06/28/98	18 NCAC 06.1304		13:14 NCR 1151	14:08 INCK 645	•	Approve	01/20/00			14:19 NCR 1705	
14:17 NCR 1497  13:14 NCR 1151  14:08 NCR 645 * Approve  14:17 NCR 1497  12:07 NCR 534 12:14 NCR 1312 * Temp Expired 06/28/98  12:07 NCR 544 12:14 NCR 1312 * Temp Expired 06/28/98	18 NCAC 06 .1402	14:17 NCR 1497	14:08 NCK 645	14:08 NCR 645	¥	Approve	01/20/00			14:19 NCR 1705	
13:14 NCR 1151 14:08 NCR 645 * Approve 14:17 NCR 1497 12:07 NCR 534 12:14 NCR 1312 * Temp Expired 06/28/98 17:07 NCR 534 12:14 NCR 1312 * Temp Expired 06/28/98	18 NCAC 06 .1413	14:17 NCR 1497									
14:08 NCR 645	18 NCAC 06 .1502		13:14 NCR 1151								
14:17 NCR 1497 12:07 NCR 534 12:14 NCR 1312 * Temp Expired 06/28/98 12:07 NCR 534 12:14 NCR 1312 *			14:08 NCR 645	14:08 NCR 645	*	Approve	01/20/00			14:19 NCR 1705	
12:07 NCR 534 12:14 NCR 1312 Temp Expired 06/28/98 12:07 NCR 534 12:14 NCR 1312	18 NCAC 06 .1709	14:17 NCR 1497									
1 cmp Expired 06/28/9 12:07 NCR <b>5</b> 34	18 NCAC 06 .1802		12:07 NCR 534	12:14 NCR 1312	*						
+CC VIONI 10:71	18 NCAC 06 .1803		12:07 NCR 534	s/98 12:14 NCR 1312	*						

	Other
	Approved Rule
Effective by	Governor
Text differs	from proposal
C Status	Date
RRC	Action
Fiscal	Note
Notice of	Text
Temporary	Rule
Rule-making	Proceedings
Agency/Rule	Citation

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Temp Expired 06/28/98 13:14 NCR 1153 Expired 10/12/99 13:18 NCR 1556	Expired 12/10/99 14:12 NCR 1046 13:14 NCR 1153 Expired 10/12/99	13:18 NCR 1556 Expired 12/10/99 14:12 NCR 1046 13:14 NCR 1153 Expired 10/12/99	Expired 12/10/99 14:12 NCR 1046 13:14 NCR 1153 Expired 10/12/99	14:12 NCR 1046 13:14 NCR 1153 Expired 10/12/99	14:12 NCR 1046 13:14 NCR 1153 Expired 10/12/99 14:12 NCR 1046	13:12 NCR 1153 Expired 10/12/99 13:18 NCR 1556 Expired 12/10/99	13:18 NCR 1556 Expired 12/10/99 14:12 NCR 1046	13:18 NCR 1556 Expired 12/10/99 14:12 NCR 1046 13:18 NCR 1556	Expired 12/10/99 14:12 NCR 1046 13:18 NCR 1556
13:09 NCR 759	13:09 NCR 759	13:09 NCR 759	13:09 NCR 759	13:09 NCR 759	13:09 NCR 759	13:09 NCR 759			
18 NCAC 10 .0101	18 NCAC 10 .0201	18 NCAC 10 .0301	18 NCAC 10 .0302	18 NCAC 10 .0303	18 NCAC 10 .0304	18 NCAC 10 .0305	18 NCAC 10 .0306	18 NCAC 10 .0307 18 NCAC 10 .0308	18 NCAC 10 .0309
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Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC Status	Text differs	Fffective by		
Citation	Proceedings	Rule	Text	Note	Action Date	from	Governor	Approved Rule	Other
		Expired 12/10/99 14:12 NCR 1046							: :
18 NCAC 10 .0401	13:09 NCR 759	13:14 NCR 1153-Recodified to .0801	ecodified to .0801						l emp riled over obj
		Expired 10/12/99 13:18 NCR 1556							
		Expired 12/10/99							
18 NCAC 10 .0402	13:09 NCR 759	13:14 NCR 1153-Recodified to .0802	ecodified to .0802						
		13:18 NCR 1556							
		Expired 12/10/99							
18 INCAC 10 .0501	13:09 NCK /39	13:14 NCK 1153-Recodified to .0901	ecodified to .0901						
		13:18 NCR 1556							
		Expired 12/10/99							
18 NCAC 10.0701		13:18 NCR 1556							
		Expired 12/10/99							
18 NCAC 10 0801		13:19 NCB 1556							Temp Filed over obj
		Expired 12/10/99							
		14:12 NCR 1046							Temp Filed over obi
18 NCAC 10 .0802		13:18 NCR 1556							for an annual disease
-		Expired 12/10/99							
18 NCAC 10 .0901		13-18 NCR 1556							Temp Filed over obj
		Expired 12/10/99							
14:12 NCR 1046 SOCIAL WORK CERTIFICATION AND LICENSURE BOARD	RTIFICATION AN	14:12 NCR 1046 ND LICENSURE B	OARD						Temp Filed over obj
Additional Public Hearing on March 16, 2000	ring on March 16, 200	Q							14:17 NCR 1493
21 NCAC 63 .0101	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63 .0102	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63 .0103	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63.0104	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63 .0105	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63 .0201	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					
21 NCAC 63 .0202	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•					
21 NCAC 63 .0204	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*					

14:14 NCR 1249 14:14 NCR 1249 14:14 NCR 1249

14:09 NCR 697 14:09 NCR 697 14:09 NCR 697

14:09 NCR 697 14:09 NCR 697 14:09 NCR 697

> 21 NCAC 63 .0602 21 NCAC 63 .0603

21 NCAC 63.0601

CUMULATIVE INDEX (Updated through April 11, 2000)

Ageocy/Rule	Rule-making	Temporary	Notice of	Fiscal	RRC	RRC Status	Text differs	Effective by		
Citatioo	Proceedings	Rule	Text	Note	Action	Date	rrom proposal	Governor	Approved Rule	Other
21 NCAC 63 .0604	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0607	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0609	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0701	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0702	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0703	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0704	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0801	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0802	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63.0803	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63.0804	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0805	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0806	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0807	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0808	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63.0809	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
21 NCAC 63 .0820	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	•						
STATE PERSONNEL COMMISSION	L COMMISSION									
25 NCAC 01B .0354	13:05 NCR 436		13:09 NCR 773	•						
25 NCAC 01B .0414		13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	•		14:10 NCR 839	
25 NCAC 01B .0434		13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	*		14:10 NCR 839	
25 NCAC 01B .0437	13:05 NCR 436		13:09 NCR 773	*	Object	10/04/99				
25 NCAC 01C .0214		13:18 NCR 1560	13:22 NCR 1850	•	Approve Approve	10/04/99	• •		14:15 NCR 1354 14:10 NCR 839	
25 NCAC 01C .0801	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C,0802	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0803	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0804	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						

Other
Approved Rule
Effective hy Governor
Text differs from proposal
RRC Status
RRC
Fiscal Note
Notice of Text
Temporary Rule
Rule-making Proceedings
Agency/Rule Citation

Agency/Rule	Rule-making	Temporary	Notice of	Fiscal	- REC	KKC Status	Lext differs	Effective hy		
Citation	Proceedings	Rule	Text	Note	Action	Date	from proposal	Governor	Approved Rule	Oth
				ı						
25 NCAC 01C .0805	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C,0806	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0807	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0808	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0809	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0810	14:16 NCR 1467	14:16 NCR 1467	14.20 NCR 1824	S/SE						
25 NCAC 01C .0811	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0812	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0813	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01D .2516		11:13 NCR 1062	11:19 NCR 1429	*						
25 NCAC 01D .2517		Temp Expired 12:09 NCR 835	Temp Expired 07/31/98							
25 NCAC 01H .0602	13:05 NCR 436		13:09 NCR 773	*	Approve	10/04/99	*		14:10 NCR 839	
25 NCAC 01H .0605	13:05 NCR 436		13:09 NCR 773	*	Object	10/04/99				
25 NCAC 01H .0606	13:05 NCR 436		13:09 NCR 773	*	Approve Object	11/17/99 10/04/99	*		14:15 NCR 1354	
25 NCAC 01J .0503	13:05 NCR 436		13:09 NCR 773	*	Approve Approve	11/17/99 10/04/99	• •		14:15 NCR 1354 14:10 NCR 839	
25 NCAC 01J .0506		13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	*		14;10 NCR 839	
25 NCAC 01J .0512	13:05 NCR 436		13:09 NCR 773	*						
25 NCAC 01J .0603	13:05 NCR 436		13:09 NCR 773	*	Approve	10/04/99	*		14;10 NCR 839	
25 NCAC 01J .0603		13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	•		14:10 NCR 839	
STATE TREASURER	æ									
20 NCAC 08 .0102	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08 .0110	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08 .0111	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08,0112	14:16 NCR 1466	14:16 NCR 1466								
SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD	E PROFESSIONA	L CERTIFICATIO	N BOARD							
21 NCAC 68 .0101	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00				

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other																											
	Approved Rule																			14:02 NCR 84								
Effective by	Governor																											
Text differs	from proposal									*			*	*	*									*		*		*
RRC Status	Date									03/16/00		03/16/00	03/16/00	03/16/00	03/16/00		03/16/00			04/15/99	Agcy Withdrew 02/17/00	02/17/00		02/17/00	02/17/00	02/11/00	02/17/00	02/17/00
RRC	Action									Approve		Object	Approve	Approve	Approve		Approve			Approve	Agcy Withdre	Approve		Approve	Approve	Approve	Approve	Approve
Fiscal	Note	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*			*	*	*	*	*	*	*	*	*
Notice of	Text	14:16 NCR 1460	14:14 NCR 1259	14:16 NCR 1460	14:14 NCR 1259	14:14 NCR 1259	14:14 NCR 1259	14:14 NCR 1259	14:16 NCR 1460	14:14 NCR 1259			13:14 NCR 1116	14:09 NCR 670	14:09 NCR 670	14:09 NCR 670	14:09 NCR 670	14:09 NCR 695	14:09 NCR 670	14:09 NCR 670	14:09 NCR 670							
Temporary	Rule																								14:09 NCR 695			
Rule-making	Proceedings	14:10 NCR 749			13:08 NCR 626	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126															
Agency/Rule	Citation	21 NCAC 68 .0203	21 NCAC 68 .0205	21 NCAC 68 .0206	21 NCAC 68 .0208	21 NCAC 68 .0209	21 NCAC 68 .0211	21 NCAC 68 .0212	21 NCAC 68 .0213	21 NCAC 68 .0503	21 NCAC 68 .0503	21 NCAC 68 .0507	21 NCAC 68 .0509	21 NCAC 68 .0511	21 NCAC 68 .0601	21 NCAC 68 .0701	21 NCAC 68 .0706	TRANSPORTATION	Highways, Division of	19A NCAC 02D .0415 13:08 NCR 626	19A NCAC 02E .0201 14:03 NCR 126	19A NCAC 02E .0202	19A NCAC 02E .0203	19A NCAC 02E .0206	19A NCAC 02E .0207	19A NCAC 02E .0208	19A NCAC 02E .0209	19A NCAC 02E .0210 14:03 NCR 126

	Other																										
	Approved Rule						14:01 NCR 48	14:01 NCR 48																14:06 NCR 490	14:06 NCR 490	14:06 NCR 490	14:09 NCR 708
Effective by	Governor																										
Text differs	from proposal	*	*	*	*		*		*	*	*		*	*									*				*
RRC Status	Date	02/17/00	02/17/00	02/17/00	02/17/00	02/17/00	03/18/99	03/18/99	02/11/00	02/17/00	02/11/00		03/16/00 02/17/00	02/17/00				03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	03/16/00	04/12/60	04/12/99	04/12/99	07/15/99 08/19/99
RRC	Action	Approve		Approve Approve	Approve				Approve	Object	Approve	Approve	Approve	Approve	Approve	Approve	Approve	Object Approve									
Fiscal	Note	*	*	*	*	*	*	*	*	*	*	*	* *	*		*	*	*	*	*	*	*	*	*	*	*	*
Notice of	Text	14:09 NCR 670	14:09 NCR 670	14:09 NCR 670	14:09 NCR 670	14:09 NCR 695	13:10 NCR 811	13:10 NCR 811	14:09 NCR 670	14:09 NCR 670	14:09 NCR 695	14:09 NCR 695	14:12 NCR 1012 14:09 NCR 670	14:09 NCR 670		14:16 NCR 1453	14:20 NCR 1824	14:13 NCR 1145	14:13 NCR 1145	14:13 NCR 1145	14:13 NCR 1145	14:13 NCR 1145	14:13 NCR 1145	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843
Temporary	Rule					14:09 NCR 695					14:09 NCR 695	14:09 NCR 695				14:11 NCR 911											
Rule-making	Proceedings	14:03 NCR 126	13:04 NCR 361	13:04 NCR 361	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	14:03 NCR 126	Jo		14:14 NCR 1223	14:07 NCR 520	14:07 NCR 520	14:07 NCR 520	14:07 NCR 520	14:07 NCR 520	14:07 NCR 520	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258				
Agency/Rule	Citation	19A NCAC 02E .0211	19A NCAC 02E .0212	19A NCAC 02E .0213	19A NCAC 02E .0214	19A NCAC 02E .0215	19A NCAC 02E .0221	19A NCAC 02E .0222	19A NCAC 02E .0224	19A NCAC 02E .0225	19A NCAC 02E .0226	19A NCAC 02E .0602 14:03 NCR 126	19A NCAC 02E .0603 14:03 NCR 126	19A NCAC 02E .0604 14:03 NCR 126	Motor Vehicles, Division of	19A NCAC 03D .0801	19A NCAC 03D .0802 14:14 NCR 1223	19A NCAC 03G .0203	19A NCAC 03G .0205 14:07 NCR 520	19A NCAC 03G .0206 14:07 NCR 520	19A NCAC 03G .0207 14:07 NCR 520	19A NCAC 03G .0209	19A NCAC 03G.0213	19A NCAC 031.0207	19A NCAC 031,0301	19A NCAC 031,0302	19A NCAC 031.0307

CUMULATIVE INDEX (Updated through April 11, 2000)

	Other									
	Approved Kule	14:06 NCR 490	14:09 NCR 708	14:06 NCR 490	14:06 NCR 490	14:06 NCR 490	14:09 NCR 708			
Effective by	Governor									
Text differs	rrom proposal		*				*			
RRC Status	Date	04/11/20	07/15/99	07/15/99	04/12/99	04/112/99	07/15/99			
RRC	Action	Approve	Object Approve	Approve	Approve	Approve	Object Approve			
Fiscal	Note	*	*	*	*	*	*			
Notice of	Text	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843	13:22 NCR 1843			
Temporary	Rule									
Rule-making	Proceedings	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258	13:16 NCR 1258	CAL BOARD	12:23 NCR 2089	12:23 NCR 2089
Agency/Rule	Citation	19A NCAC 031 .0401 13:16 NCR 1258	19A NCAC 031.0402 13:16 NCR 1258	19A NCAC 031.0501 13:16 NCR 1258	19A NCAC 031.0601 13:16 NCR 1258	19A NCAC 031.0701 13:16 NCR 1258	19A NCAC 031.0804 13:16 NCR 1258	VETERINARY MEDICAL BOARD	21 NCAC 66 .0207	21 NCAC 66 .0208

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